Minutes of the December 14, 1988 Regular City Council Meeting

A. Introduction of Meeting

The meeting was called to order at 7:00 PM by Mayor Carmen Bunch, who began the meeting with an invocation and the pledge of allegiance. Council members McDonald, Calhoun, Murph and Swanson were absent. All other council members were present. Clerk/Treasurer Nellie McDuffie, Attorney Bill Dreyfoos, and City Administrator Mark Williams were also present.

B. Reading of the Journal of Previous Meetings

1. October 26, 1988-- Special Council Meeting. (held over until the next meeting)

2. November 2, 1988--Special Council Meeting. Motion by Council member Smiley to suspend the reading of the minutes and to approve them as submitted. Second by Council member Orvin. Motion carried.

3. November 9, 1988--Regular Council Meeting. Motion by Council member Smiley to suspend the reading of the minutes and to approve them after corrections. Second by Council member O'Neal. On discussion, Council member O'Neal said that he had not made the motion to table Ordinance 1988-22. Council member Ward said that he had made that motion, and the motion was actually to table consideration of the ordinance until the December regular Council meeting. After correction, motion to approve the minutes carried.

At this point in the meeting the Mayor asked for a motion to change the order of consideration of items on the agenda to allow the City's auditor to present the audit of the fiscal year ended June 30, 1988 and to allow the City's architect to make a presentation on the new municipal complex. This action was proposed to eliminate the necessity of these visitors from staying through the entire meeting. Motion by Council member Ward, seconded by Council member Orvin. Motion carried.

C. Citizen's Comments

1. Don Stone-- Representing the Isle of Palms Commerce Association. Stone thanked the Council for its hard work during the year and then addressed the council on the issue of Accommodations Taxes. He said that state law requires a municipality to designate a recipient of the tourism promotion portion of these funds, which must receive the approval of the municipality before any of the funds are expended. Stone said that the City had appointed the Isle of Palms Commerce Association to receive these tourism promotion funds, but that the Commerce Association had decided to turn these funds over to the Charleston Trident Chamber of Commerce in the belief that the funds could be utilized more effectively through that organization. Stone noted that the City Council had recently authorized a transfer of $75,000 to the Visitors and Convention Bureau of the Chamber to be used in tourism promotion, but had also earmarked $3,000 in tourism promotion

funds to the proposed upcoming Island Celebration without the Commerce Association's endorsement. Stone said that it appeared entirely proper for the Council to approve or disapprove proposed expenditures of the money by the Chamber, but on a point of procedure, did not believe it is proper for City Council to initiate expenditure of the funds on its own. Stone said he believed that all recomendations for the use of these funds should originate with the Commerce Association or Chamber of Commerce. Stone added that the Commerce Association had no quarrel with the $3,000 being used for the Island Celebration. He then informed City Council that the Chamber of Commerce had submitted a proposed agreement for the City's consideration which would have the effect, if approved, of designating the Chamber as the sole recipient of the tourism promotion funds. Stone said the Commerce Association endorses the City's execution of this document, so that the funds do not accumulate in City accounts and can be promptly put to work in matching available grant funds.

In response, Mayor Bunch said that the Accommodations Tax Advisory Committee had made the recommendation that some of the tourism promotion funds be used for the Island Celebration. Stone pointed out that the Advisory Committee oversees expenditure of Accommodations Tax funds for Tourism Related purposes, not the Tourism Promotion funds. Mayor Bunch then pointed out that several of the members of the Commerce Association also are members of the Advisory Committee. The Mayor then said she would refer the proposed agreement from the Chamber of Commerce to the Attorney for review.

2. David Jackson, Thiem, Jackson and Pace.--Jackson presented the audit of the previous fiscal year to Council. He said that it was always a pleasure to audit the City's books because of the excellent spirit of cooperation from City staff and because they can always anticipate that the City staff has done a good job. He commended the Clerk/Treasurer and the City Administrator for their administration of the City's finances. Jackson said that the City had received an unqualified opinion--the best opinion an auditor can render-- on the City's finances. Jackson went on to make a couple of comments about the City's financial condition. He noted that actual revenues had exceeded budgeted revenues by about 10%--attributable to increased receipts for property taxes and business licenses. Jackson said he believed this to be a good healthy sign of growth. In General Fund expenditures, Jackson noted that expenditures were about $47,000 under budget if you subtract out the parking lot land purchase from the previous year. The General Fund ending balance for June 30, 1988, was approximately $443,000 and Jackson said that such a high ending balance was healthy and necessary. Jackson said he would recommend that the City always try to maintain a $400,000 balance in the General Fund to cover contingencies and seasonal cash flow problems. Jackson also said the City had ended the fiscal year with a balance of approximately $782,000 in the Capital Projects Fund, which hopefully allow the City to get started with its new municipal buildings. Jackson then thanked the Council for its time and offered to answer any detailed questions Council may have if they will call him.

3. David Creech-- Cummings and McCrady. Mayor Bunch said that several Council members had met earlier to preview the information that Creech would present, but that even she had not seen all of his information. Creech recapped information presented at an earlier meeting. He indicated that he had worked on the Public Works building , per Council's instructions, to reach a point where an accurate estimate of the cost of the building could be made. Creech pointed out that the design of this building had been simplified, yet a higher grade of construction materials was still being proposed so that the appearance of the Public

Works building would be similar to the Fire and Police buildings because people traveling 13th Avenue and the new IOP conector would see this building. Accordingly, construction featuring split-face concrete block and metal roof were being proposed for the three bay Public Works building. Creech said that original estimates had placed the cost near $400,000, but that it was believed that the building can be constructed for under $300,000 with a few modifications including a reduction of the administrative area of the building by 25% and reducing the number of service bays to two. The new estimate, with 10% margin of error, was $254,809 (excluding fueling station). The alternate truck bay is worth $22,575 by the architect's calculation. Creech said that at one of the recent building committee meetings they had been asked to also try and get to a point where costs of the Police and Fire buildings could also be estimated. Creech said that the Police project had grown over time, and that optimum square footage for a police station would be 4700; this number was reduced to approximately 3500 sq. ft. because of site and money constraints. It was recommended that as many functions as possible be placed on a second floor, to allow for some area for badly needed parking. Creech estimated that the Fire and Police buildings would cost approximately $700,000. Mayor Bunch asked how these prices compared with the costs of pre-engineered metal buildings. Creech said that his estimator had looked at that question and had found that the masonry and metal buildings would cost approximately the same to build--net savings of metal over masonry could be as little as $20,000. Council member Jimmy Ward questioned the architects' authorization to have prepared cost estimates for the Fire and Police buildings, saying that he recalled a motion at a previous meeting that the architects be instructed to cost and design the Public Works facility only. Ward said he was amazed that the Building Committee had taken it upon themselves to ask the architects to prepare cost estimates on these other buildings when no one had appeared able to agree on what was needed for the Fire and Police departments. Ward expressed concern about the continued proposal to place up to ten parking spaces on Oak Harbor Blvd. after previous council discussions had indicated that, in deference to the residents' concerns, there would be no increase in traffic there. Ward said he had also visited the Johns Island Fire Department to see their metal vehicle maintenance building, which he said had cost only $52,000 and is 2500 sq. ft. in size. Ward said he believed that such a structure was more appropriate for the Public Works department than what was proposed by Cummings and McCrady. Council member Ward said he believed that such a metal building could be dressed up to improve its appearance to anyone who would see it from the connector. Mayor Bunch noted that a new fire station is needed to even out the firefighting capability between the two ends of the island and that all three buildings--fire, police and public works, are all needed now. She added that it makes no sense to consider the Public Works facility outside of the context of all three major needs , especially when considerable savings will result from these three buildings being started similtaneously. The Mayor also noted the number of illegal temporary trailers the City has been using for over three years, and also commented on the deplorable conditions of the Public Works area in which those employees and the city mechanic must work. The Mayor then pointed out to Council member Ward that the City Council had previously authorized the architects to plan on spending up to $950,000 for the Fire, Police, and Public Works facilities. She said that she had authorized the architects to estimate the costs of all three buildings because City Council must have this information in order to decide whether or not they intend to build new facilities. Betsy Smiley said she concurred with the Mayor, and that proper site planning must take into account all three buildings, not just the Public Works facility and that it is time for the Council to act decisively. At the request of Mayor Bunch, Police Chief Norman Allen and Fire Chief Larry Britton addressed the Council to describe how desperately the new facilities are needed by their departments. The Mayor added that the construction of the new Fire, Police and Public Works facilities would take care of the City's immediate needs, but would still not deal with the City's lack of administrative space.

D. Reports from Standing Committees

1. Ways and Means. Harry O'Neal made a report of the committee's last meeting which concerned the City's monthly financial report and questions related to it. O'Neal said that the committee members had received an explanation from the City Administrator for the items on the report that had been questioned. The Mayor remarked that the City's cost is escalating for a blanket bond on City employees, tort liability insurance and automobile insurance. Harry O'Neal then introduced discussion on the replacement of the City's fuel system as it was planned as part of the new Public Works facility. O'Neal noted that the fuel tanks would have to be replaced with modern, acceptable tanks and would have to be relocated in any event. O'Neal introduced a motion that the appropriate steps be taken to replace the tanks at a cost not to exceed $40,000 from the Capital Projects Fund, and that their replacement be in conformity with the site plan for the Public Works building. Second by Council member Smiley. On discussion, Council member Ward asked whether the tanks would be installed above or below ground; O'Neal said that it would depend on how much either option cost. City Administrator Williams advised the Council that he had previously misread a cost estimate on replacement of the tanks obtained through the Public Works Supervisor, and that the cost would probably be closer to $50,000. Council member Ward then motioned to amend the previous motion to allow an expenditure of up to $55,000 for the project. Council member Smiley seconded the amendment. Motion to amend the previous motion carried. On discussion of the original motion, several Council members asked whether the $55,000 would allow for the tanks to be placed underground and it was decided that the approved amount would probably be enough to place the tanks underground. Motion carried.

2. Police and Public Safety. Council member Ward gave an informal report to advise the Council about a request from the Fire Department for a repeater system to improve radio communications. The repeater system would provide better communication between hand-held radios and also between the hand-held radios and the base station. Council member Ward emphasized that the repeater system was directly related to the firemen's safety. He recounted seeing a video on a fire scene where several firemen were killed because they did not have adequate communications at the fire scene. The money for the repeater would come $2,500 from the volunteers, $2,000 from a grant and the balance of approximately $3,700 from City funds. The Mayor indicated that the matter needed to be considered by the Ways and Means Committee. She added that the Police Department had received notice that its narcotics grant was being continued. Council member Ward then discussed a contract for the hiring of a consultant for the Fire Department to assess the department's readiness to undergo an inspection from the Insurance Services Office. It is anticipated that the ISO will lower the fire insurance classification for the City because of improvements in the department's fire fighting capability. It was noted that the amount for the contract had already been included in the budget.

3. Public Works. Council member Orvin made an informal report to the Council on the committee's discussion of a proposed ordinance that would require residents to bag leaves for collection by the City's Public Works Department. Orvin also reported that the Public Works Supervisor had asked that the Council proceed as quickly as possible on his new building, and Orvin said he also made a pitch for

a swimming pool.

4. Engrossed Bills. Report made by Council member O'Neal. (See attached as Appendix A.)

5. Recreation Committee. Council member Smiley reported. (See attached as Appendix B.)

E. Reports from City Officers, Boards and Commissions

1. Board of Adjustment. No report.

2. a. Planning Commission. Planning consultant David Cantey advised that the Planning Commission had held a public hearing on the proposed regulation of the cutting of trees and that the Commission had recommended that some aspects of the proposed ordinance be simplified. Cantey said that he would work with the City's attorney to write an ordinance. Council next considered the plats that had beenreceived.

1. 1988-44. Acreage plat showing Tract "B", Block "U", Parcels IA, IB, IC, ID, IIA, and IIB Pelican Bay on Palmetto Drive, Wild Dunes. Motion to approve the plat made by Council member O'Neal, seconded by Council member Ward. Council member Smiley asked if Public Works had seen this plat and was told that they had previously reviewed and approved the same site in a subdivision plat. Motion to approve carried.

2. 1988-45. Plat showing an Easement Line Location on Lot 19 Tract "B", Block "U", Wild Dunes. Motion to approve made by Council member Ward, second by Council member Orvin. Motion to approve carried.

3. 1988-46. Plat of Lot 3, Block 2, Section A, City of Isle of Palms. Motion to approve by Council member Ward, seconded by Council member Orvin. The property was identified as an unbuildable lot on the other side of the boat ramp at Breach Inlet from Carroll Realty. Council member Orvin questioned whether or not boaters would still be allowed to use this area for parking, and the new owner, Cathy Carroll said that they would not. Motion to approve carried.

4. 1988-47. Plat of Lot 10, Block 3a, About to be conveyed to Russel R. and Patricia L. Vorhees, City of Isle of Palms. Motion to approve by Council member Ward, seconded by Council member Orvin. Mayor Bunch advised the Council that this plat showed a revised S. C. Coastal Council set-back line because that agency had revised the set-back line from the vicinity of Breach Inlet to around 5th Avenue. Council noticed that the plat failed to include notes stating for the record that the City opposes the installation of hard erosion control devices. Motion to approve the plat contingent upon the inclusion of the required notes introduced by Council member Ward, seconded by Council member O'Neal. Motion carried.

5. 1988-48. Plat of the Island Shopping Center Owned by the Beach Company. Motion to approve introduced by Council member O'Neal, seconded by council member Smiley. Motion carried with an abstention by Council member Smiley.

3. Beach Patrol and Control Board. No report.

F. Reports from Special or Joint Committees

1. Building Committee.

a. Report from David Creech, Architect. (Report occurred earlier in meeting.)

Council member O'Neal recapped the presentation of the architect and said that the City was at a point where it needed to be decided whether to carry on with the building project or abandon it. O'Neal said that the City would realize certain savings if the buildings for the Fire, Police and Public Works are started simultaneously and that Council has previously authorized an expenditure of $950,000 for the facilities. According to O'Neal the next phase is for the architects to be given the go ahead to design the buildings so the City can go out to bid. Council member O' Neal made a motion that the architect be directed to complete the necessary plans and specifications for bidding the Public Works building and the Fire and Police buildings as presented. The motion included the provision that the Mayor name the chairman of the Public Works Committee and the chairman of the Public Safety Committee to the Building Committee to speed the development of the layout of the plans subject to final Council approval. Motion seconded by Council member Smiley. On discussion, Council member Ward said that he risked being accused of holding the project up and not acting in the best interest of the City and its employees but that he must express concerns about the project's costs, especially the discrepancy in costs for a Public Works building for the Isle of Palms for $300,000 and a similar facility for the St. Johns Fire Department for $52,000. Ward questioned whether the Public Works building is really what the City wants. Ward said that it appeared that no thought was being given for expansion in the future and that other alternatives might need to be consisered. Ward said he would like to see the once proposed site for the Police Station next to the Sea Biscuit Restaurant again be considered with a more in depth look at the economic viability of locating the facility there. Ward expressed concern that locating both the Fire and Police Stations on the same site would not allow for any necessary expansion in the future. Council member Smiley said that all of the questions that Ward had asked had been asked over and over again before and if he had any better proposals she was certain that Council would consider them. Smiley agreed with Council member O'Neal that the City was at a point where it must decide whether or not to go forward with the project. Mayor Bunch said that she had given Council members documentation of the City's efforts to acquire the site next to the Sea Biscuit for the Police Station but that the City's offer for the property had been turned down. She also noted that the Building Inspector had estimated the costs to finish off the partially constructed building and to replace the materials that had been damaged by exposure to the elements to be more than the cost to build the Police Department a new building on property already owned by the City. Council member O'Neal addressed Ward's comments by saying that the Council and the Building Committee had worked for many years on several building schemes and had finally arrived at the one currently being presented by the architects. O'Neal questioned whether Ward really wanted a metal building similar to the Johns Island Fire Department's service building, and the City's Recreation Building, to be representative of the Isle of Palms at this location. Ward again addressed the issue of an apparent lack of space for future expansion and added that he opposed the use of Oak Harbor Blvd. for parking for police or fire passenger vehicles. Council member O'Neal said that it was his understanding that no parking was being proposed across from any residential property on Oak Harbor, that the parking would be restricted to the area across from the power substation. On expansion, O'Neal said that it was his belief that the proposed Fire and Police Stations represent the optimum requirements for now and the future, and that if any expansion should be contemplated for the future, it should at another location. Council member Ward continued to maintain that he had a number of reasons to oppose what was being presented but said that he would go along with it because of the dire needs for the Fire Station. When called for the question, the motion to authorize the architects to begin design of the Public Works, Fire and Police buildings was carried.

G. Petitions Received, Referred or Disposed Of
None.

H. Bills Already in Possession of Council

1. Third Reading and Ratification--Ordinance 1988-27, An Ordinance to withdraw the City of Isle of Palms from the East Cooper Water Authority. Motion to approve the third reading of the ordinance made by Council member Smiley and seconded by Council member O'Neal. Motion carried. Motion made by Council member O'Neal to suspend the City's rules of order and procedure to allow the ordinance to be ratified. Second by Council member Smiley. Motion carried. Motion to ratify introduced by Council member Smiley, seconded by Council member O'Neal. Motion carried.

At this point Mayor Bunch asked for a motion to bring Ordinances 1988- 22 back to the table for consideration since its consideration had been tabled at a previous meeting. Motion to reconsider by Council member Smiley seconded by Council member O'Neal. Motion carried. The Mayor then entertained a motion that all of the proposed zoning ordinances (1988-21,22 and 23) be referred to the Engrossed Bills Committee for further study. Motion seconded by Council member O'Neal. On discussion, Council member Smiley wanted to know why these ordinances were not ready to be voted on by Council. Council member O'Neal, who is chairman of the Engrossed Bills Committee, reported that the committee had met to work on these odinances, but he said he did not know of any further specifics Council might want addressed in having the ordinances returned to the committee. The Mayor said that the Council had previously asked that the ordinances be tabled because the Council had not had enough time to study them. Attorney Dreyfoos informed the Council that the ordinances hadbeen developed separately over time, and that there may be some advantage to working with the Engrossed Bills Committee to consolidate the separate ordinances into one comprehensive ordinance. Council member Ward said that he still had a lot of questions about the ordinance, and that he and other council members would like to have further opportunity to review the ordinances. Council member Smiley said that she had attended several work sessions on the ordinances but saw no need to keep bringing the ordinances before Council and referring them back to the Engrossed Bills Committee. Council member O'Neal called for the question; motion to send the ordinances to the Engrossed Bills Committee carried.

Council member O'Neal then asked the attorney to consolidate the three ordinances into a comprehensive zoning ordinance. The Mayor suggested that the Engrossed Bills Committee and the Planning Commission meet together to review the zoning ordinances as well as the proposed tree ordinance.

5. Second Reading--Ordinance 1988-33, An Ordinance to Require the Bagging of Tree Trimmings, Leaves and Similar Refuse. Motion to approve made by Council member Ward, seconded by Council member O'Neal. Council member

Smiley made a motion to make an amendment to the ordinance so that it is clearly understood that the ordinance does require the bagging of leaves, pine needles, and lawn trimmings. Motion seconded by Council member Ward. On the amendment, motion carried. Consideration of the amended ordinance continued with Council member Ward expressing the belief that island residents will be mad when they learn of the burden of bagging their lawn trimmings. Council member O'Neal said that the Engrossed Bills Committee had not clearly understood the purpose of the bill and questioned whether the intent had been to save personnel for the public works department rather than just for the City's convenience. The Mayor said she agreed, and she had noted that the Public Works employees seemed to have enough time after collecting garbage to take care of the collections as they are now being handled. Council member Smiley said it was clear to her that the reason for the ordinance was to help the department deal with the continued growth for collection services on the island without having to hire additional personnel. Council member Orvin said he understood what Council member Smiley was referring to but that the citizens were recognizing this type of regulation as a "picky" ordinance. When called for the question, the ordinance was voted down.

6. Second reading-- Ordinance 1988-34, Tree Ordinance. Motion by Council member O'Neal to refer this ordinance and Ordinance 1988-35 to the Engrossed Bills Committee for further review. Motion seconded by Council member Ward. Motion carried.

7. Second reading -- Ordinance 1988-35, An Ordinance to Amend the Non-conforming Use provisions of the City of Isle of Palms. (See above.)

I. Introduction of New Bills, Resolutions and Proclamations

1. Extension of Emergency Tree Ordinance. Motion introduced to extend the emergency tree ordinance for another 60 days or until the permanent ordinance is adopted was made by Council member Orvin, seconded by Council member O'Neal. Motion carried.

J. Miscellaneous Business

The Mayor gave Council members copies of a letter she had received from Mr. Wisco concerning some dumping of debris on some property owned by the Beach Co., information presented to the CHATS policy committee and correspondence from Rep. Clyde Dangerfield related to the replacement of the Ben Sawyer Bridge.

The Mayor also advised the Council that they would soon have a proposed ordinance for the regulation of building along the marshfront.

Council member Ward asked about the latest word on the Isle of Palms Connector. The Mayor said the last information she had received still called for a completion in 1993. She added that the highway department is still working towards an accommodation with a couple of island residents whose waterfront property will be impacted by the connector.

K. Executive Session

Motion was made by Council member Smiley for Council to enter executive session for the purpose of discussing personnel matters and contractual matters.

Motion seconded by Council member Ward.

Motion to come out of executive session made by Council member O'Neal, seconded by Council member Ward.

The Mayor then asked the Council for authorization to execute the contract with John Gardner, architect, for the design of the public bathrooms for the front beach area. Motion by Council member Ward, seconded by Council member O'Neal. Motioncarried.

Council member O'Neal then made a motion that the City proceed with the condemnation of the property for the public bathrooms site if the property owner and the City can not reach an agreement on the sale of the property by December 20, 1988. Motion seconded by Council member Ward.

Motion to authorize the Mayor to sign an agreement from the Charleston Trident Chamber of Commerce designating them the sole recipient of the tourism promotion portion of Accommodations Tax revenues if the attorney has no problem with the terms of the proposed agreement. Motion carried.

Motion to adjourn by Council member Ward, seconded by Council member Orvin. Motion carried and meeting ended.

Respectfully submitted,
Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

MINUTES OF THE NOVEMBER 9, 1988 REGULAR CITY COUNCIL MEETING

(A) INTRODUCTION OF MEETING

The meeting was called to order at 7:00 PM by Mayor Carmen R. Bunch. The meeting began with the pledge of allegiance and an invocation

All council members were present. Clerk/Treasurer Nellie McDuffie, City Administrator Mark Williams and Attorney Bill Dreyfoos were also present.

(B) READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. The minutes of the previous meeting were then considered by council.
    a. September 28, 1988
    b. October 12, 1988
    c. October 28, 1988

A motion was made by council member Tom Murph that the City's rules of order and procedure be suspended so as to allow the consideration of all three sets of minutes simultaneously. Motion seconded by Council member Betsy Smiley. Council member Murph then introduced a motion that the minutes be approved as submitted. Motion seconded by Council member Leo McDonald. Motion carried.

(C) CITIZENS COMMENTS

(1) Dr. Michael McEniry appeared before the Council to express his concerns about the City's intention to change the zoning of his property from commercial to non-conforming residential when a new master land use plan and zoning map are adopted. McEniry explained to Council had he had located his dentist office at its present location after the property had been zoned commercial by a previous City Council in 1976. McEniry asked the council to consider the adverse financial impact on him if the property is rezoned with stricter development guidelines than are now in force. He respectfully requested that City Council allow his property to remain zoned commercial.

(2) Don Stone, Isle of Palms Commerce Association, informed the Council that the Commerce Association had met earlier in the day to discuss what was being done with the 25% Tourism Promotions Funds generated by the Accommodations Tax. In the past, requests for some of these funds had come from the Charleston Trident Chamber of Commerce and the Isle of Palms Commerce Association had agreed that money should be transferred to that agency to promote tourism. Stone noted that no transfers had been made recently to the Trident Chamber, and that the balance in the tourism promotion account was approximately \$89,000. Stone informed the Council that the Commerce Association had voted to send the entire balance in the account to the Trident Chamber for use in their ongoing tourism promotion activities with the understanding that some \$5,000- 10,000 could be reserved for use in some local project. Following Mr. Stone's comments, Mayor Bunch said she had wanted to get the Commerce Associations' endorsement for use of \$10,000 in Tourism Promotion funds for the upcoming Island Celebration but that she and Mr. Stone had a difference of opinion on such a use of these funds. The Mayor added she was seeking legal advice on the matter, but that it appeared that the City Council would have the ultimate authority to decide on the use of the funds. A discussion ensued about the apportioning of the Accommodations Tax revenues, and how the funds are to be split between tourism promotion and tourism related expenditures. The Mayor indicated that the matter would be discussed later in executive session.

(D) REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

(1). Ways and Means. Council member Bill Calhoun reported that the committee had discussed and approved an unbudgeted expenditure for codification of ordinances passed since 1986. Calhoun said that the cost to update the City's code of ordinances was estimated to be between $1200 and $1500. (Minutes attached as Appendix A) Council member O'Neal said that he wished to discuss the matter of the Accommodations Tax funds at this point in the meeting because it was a topic suitable for consideration by the Ways and Means Committee. O'Neal asked for confirmation that the balance in the Tourism Promotion account is $89,000; following that information O'Neal introduced a motion to transfer $75,000 of the funds to the Trident Chamber of Commerce. Motion was seconded by Council member Tom Murph. Under discussion, City Administrator Mark Williams advised Council that the Tourism Promotion funds could be used for a variety of tourism promotion purposes after the designated recipient of the funds, the Trident Chamber of Commerce, submits a proposed budget of expenditure of the funds for the City Council's approval. The Mayor added that the City must have an accounting of the use of the funds after they are expended.

Council member Ward said that the Trident Chamber of Commerce could make the most effective use of the funds and indicated that the City had a responsibility under the Accommodations Tax Act to turn tourism promotion funds over to an entity that has an effective, ongoing tourism promotion program. Adminstrator Williams said that he got the feeling from the tone of some of the comments about the funds that it appeared that the City was hoarding this money and added that this was not the case at all. He informed the Council that in December, 1987, the City had transferred $33,000 to the Trident Chamber and that they had not requested any funds since that time. Council member O'Neal said that he had made his motion so that the Trident Chamber would have access to $75,000 of the money in the account to fund the ongoing promotion activities which benefit island businesses. Council member Murph said that he felt the City might be jeopardizing the use of the 75% portion of the funds if the 25% is not used as required for tourism promotion.

Mayor Bunch then commented that every day the City performs some tourism promotion work by answering letters and phone calls from tourists interested in information about the Isle of Palms. She said that the City had not attempted to use any of the Tourism Promotion funds to underwrite these activities even though it would be a legitimate use of the funds to do so. The Mayor added that she did not have a problem with forwarding the Tourism Promotion Funds to the Trident Chamber, but said that the City Council should know beforehand how the funds will be spent. Motion carried.

At this point, Mayor Bunch informed the Council that the organizers of the Island Celebration had asked for a $10,000 donation of funds for their upcoming event, and noted that the Council had given the organizers $2,000 for last year's event. She said that she believed the event promoted and advertised tourism and that the $10,000 should come from the Tourism Promotion funds rather than the Tourism Related funds, a considerable portion of which had been earmarked for supporting the Fire, Police and Public Works Departments. In reviewing the proposed budget for the Island Celebration, Council member Smiley noted that $10,000 was more than the amount of money proposed to be spent on advertising, although she felt the funds could legitimately be used for other aspects of the Island Celebration. Council discussed a proposed expenditure of part of the $10,000 for an acoustic shell to be used at the Recreation Building to improve the sound when Island Celebration events are held there. Council member Ward questioned the propriety of the use of the Tourism Promotion funds for the Island Celebration. Administrator Williams said that he and the Mayor had anticipated such a difference of opinion and had asked the Attorney General's Office for their advice as to whether or not such a use of the funds would appear to meet the requirements of the Accommodations Tax Act. Williams said that they had declined to make such a factual determination, saying that City Council must decide such an issue based on the facts at hand. Council member Ward read a section of the Accommodations Tax Act and said that it was clear to him that a $10,000 donation for the Island Celebration would more appropriately come from the Tourism Related funds rather than the Tourism Promotion funds especially since the funds were to be used for "promotion of the arts and cultural events." Council member Murph said he agreed with Ward that not all of the proposed activities of the Island Celebration appeared to qualify as tourism promotion. Council member Smiley suggested that the matter be referred to the Ways and Means Committee for further consideration. The Mayor said she believed a decision should be made as soon as possible because the organizers of the event needed to be planning the activities. Council member Jimmy Ward then introduced a motion to give the Island Celebration $8,000 as long as the money comes out of Tourism Related funds rather than Tourism Promotion funds. Motion seconded by Bill Calhoun. Council member Murph made a motion to amend the previous motion to the effect that $5,000 of the $8,000 donation would come from the Tourism Related account and $3,000 from the Tourism Promotion account. Motion seconded by Council member Smiley. Motion on amendment carried with a negative vote by Council member Ward. Motion for the donation of funds to the Island Celebration carried with a negative vote by Council member Ward.

(2) Police and Public Safety. Report given by Council member Tom Murph. (Minutes attached as Appendix B) Following the report Council member Calhoun questioned what was being done about abandoning the Ocean Blvd. loading zones during the off-season for the front beach. Council member Murph advised that the matter had been discussed over a month ago by the committee and later by Council, and it appeared that a decision on what to be done was being made by the Mayor, who had been adamantly opposed to abandoning the loading zones even during the winter months. Murph said he thought the City should obtain something in writing from the Highway Department which states conclusively whether or not the City can abandon the loading zones in the off-season. Council member Calhoun said he had been apprised of a situation where a violator in the loading zone closest to the Windjammer had been ticketed but violators in another zone had not; he said that the no parking restrictions must be enforced uniformly. The Mayor said that the reason violators had not been prosecuted in one of the areas was because all of the businesses adjacent to that particular zone were closed. A discussion about whether the loading zones are necessary in the winter followed but no further decision was made.

(3) Public Works. Report made by Council member Leo McDonald. (Minutes attached as Appendix C.) The Mayor then added that the Administrator had met with an urban forester of the S.C. Forestry Commission who would soon try to evaluate how many trees in road right of ways may need to be removed to eliminate safety hazards. The Mayor reminded Council that a tree had fallen on a car on Highway 61 and killed the driver. She said she was concerned that there may be many trees on the few right of ways that the City is responsible for which should be removed.

(4) Engrossed Bills. Report made by Council member Harry O'Neal (Minutes attached as Appendix D)

(5) Recreation Committee. Report made by Council member Betsy Smiley. (Minutes attached as Appendix E) Following the report , the attorney Bill Dreyfoos informed Council that he would be prepared to give a legal analysis on the swimming pool issue in executivesession.

(D) REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

(1) Board of Adjustment. No report.
(2) Planning Commission.
(a) Planning consultant David Cantey presented plat 1988-43: Final plat showing the Subdivision of Tract "E", Block "K", 28 lots, and Tract "E", Block "H-2", Parcel 3a, 43 lots, Palmetto Drive and Back Bay Drive, Wild Dunes. Motion to approve the plat was made by Council member Tom Murph and seconded by Bill Calhoun. On discussion, Council member Smiley expressed concern about the impact of high density residential development on the City's sanitation service. She recommended that the City meet with Wild Dunes representatives to discuss the possibility of Wild Dunes donating additional collection equipment to the City or make arrangements for a centralized point of collection so that the high density developments may be serviced without burdening service provision to the rest of the island. Council member Murph recommended that the matter be considered by the Public Works committee for some thought on how the City should cope with these situations when they are presented. Council member McDonald said that he was not in favor of requiring the developers to buy addtional equipment for the City; Council member Smiley asked that the Mayor and Administrator approach Wild Dunes about this matter. It was noted that this plat had previously been approved by Council as a conditional plat and that this matter should have been discussed at an earlier stage. Council member Swanson asked if the road right of ways met the City's requirements and Council member Murph told her that the right of ways were the same size as those approved in other plats. Motion carried.

Mr. Cantey advised the Council that the Planning Commission would hold a public hearing at 5:30 PM, November 30, 1988, on the proposed tree ordinance being adopted by the City Council.

(3) Building Committee. No report.
(4) Beach Patrol and Control Board. Informal report given by Council member Marge Swanson (no minutes) in which she advised Council that staff of the S.C. Coastal Council would attend the Beach Patrol and Control Board meeting the following night to discuss the new beach set back lines.
(5) Personnel Committee. No report.

(F) REPORTS FROM SPECIAL OR JOINT COMMITTEES

None.

(G) PETITIONS RECEIVED, REFERRED, OR DISPOSED OF

Council member Ward said that he had received a petition earlier in the day which called for the City Council to build new Fire, Police and Public Works facilities from funds presently on hand rather than indebting the City by borrowing additional funds. Ward added that he had not distributed or signed the petition containing 300 signatures but felt that he had a duty to bring the petition to City Council's attention. The Council accepted the petition for information. (Petition attached as Appendix F)

(H) BILLS ALREADY IN POSSESSION OF COUNCIL

(1). Second reading. Ordinance 1988-21, an ordinance to adopt a comprehensive plan for the City of Isle of Palms. Motion by Council member Smiley that Council member Harry O'Neal, chairman of the Engrossed Bills Committee, give Council an review of changes in the ordinance made after the first reading rather than reading the ordinance in its entirety. Motion seconded by Council member Murph. Motion carried.

(2). Second reading. Ordinance 1988-22, an ordinance to amend the City of Isle of Palms Zoning Ordinance. Motion introduced by Council member Harry O'Neal to approve the second reading of ordinance 1988-22 without reading the ordinance in its entirety. Motion seconded by Council member Murph. On discussion, Council member Murph questioned why the planned residential development designation was being included in the new ordinance when Council had acted in 1983 to remove it from the ordinance. Murph said that it appeared that the Council did not know what it is doing. The Mayor explained that the Council had removed it from the earlier ordinance because the city administrator had been given authority by that ordinance to establish a PRD without any approval being required by Council; the Mayor added that these provisions were not in the city's best interest. Council member Murph said that it appeared to him that all Council had accomplished for the entire year was adoption of ordinances. Murph said that Council had not accomplished anything concrete.

Council member O'Neal said that it appeared that the ordinances dealing with zoning changes were being considered by Council out of their most logical order. At this point, Council member Ward asked Council to table further consideration of the ordinances at this meeting because of their complexity. Ward said that he would like to have an opportunity to study the ordinances further, especially since he had only received the revised versions of the ordinances 48 hours prior to the meeting. Motion to table ordinance 1988-22 until the December Council meeting was made by Council member Ward. Council member Orvin agreed, stating that Council needed to carefully review and understand these ordinances before they are adopted because of their impact on property owners. The Mayor and Council member Smiley pointed out that these ordinances had been prepared and approved by the Planning Commission several months ago, and that because the issues had been discussed for months, no one should allege that the Council is trying to rush the matter through approval. Motion was seconded by Council member O'Neal. Roll call vote. Council member Calhoun--yes; Council member McDonald--yes; Council member Murph--yes; Council member O'Neal--no; Council member Orvin--yes; Council member Smiley--no; Council member Swanson--no; Council member Ward--yes; Mayor Bunch--no. Motion to table further consideration of the ordinance carried.

The Mayor then asked for a motion to suspend the City's rules of order to delete ordinances 1988-21 and 1988-23 from the agenda so that they are not considered for second reading at this meeting. Motion made by Council member Ward, seconded by Council member Orvin. Motion carried.

(4) Second reading. Ordinance 1988-32, an Ordinance to Authorize the Transfer by Deed of One Parcel of the City's Beach Parking lot to the City, Under Restriction. Motion to approve the second reading of the ordinance was introduced by Council member O'Neal, seconded by Council member Ward. On discussion, Council member Smiley introduced an amendment to the prefatory paragraphs of the ordinance to read as follows: "Whereas, the City of Isle of Palms has acquired property which is presently being used as a municipal parking lot for visitors using the City's beaches...."; section 2, "The Mayor is hereby authorized to transfer by deed the parcel of the City beach front area property designated as TMS# 568-11-00-200. Smiley said the amendments were necessary because the property is not labled a municipal parking lot; it is merely city property being used as a municipal parking lot. Motion to amend seconded by Council member Ward. The Mayor noted that the wording in the deed restriction was not being changed by Smiley's amendment. Motion on the amendment carried. On further discusssion, Council member O'Neal susggested another change, but Attorney Dreyfoos advised that the language had to remain as proposed because it was required by S.C. PRT. Motion to approve the amended ordinance on second reading carried. Council member Murph introduced a motion to suspend the City's

rules of order and procedure requiring a third reading of the ordinance and allow the ordinance to be ratified; seconded by Council member O'Neal. Motion carried.

(5) Third reading and ratification of Ordinance 1988-31, an Ordinance to Authorize the Transfer by Deed of Lot A-1, Block 36, Section A, of City Parking Lot Property to Wesly S. and Leonardene Wall. Motion to approve the third reading of the ordinance made by Council member Murph, seconded by Council member Swanson. Motion carried. Motion to ratify ordinance 1988-31 introduced by Council member Murph, seconded by Council member O'Neal. Motion carried. Mayor Bunch asked for a motion to authorize the City to move its fence line to reflect the changes in the property boundaries after the sale of property to the Walls. The Mayor said this was necessary because the cost would be an unbudgeted expenditure. Council member O'Neal introduced a motion to suspend the rules to allow discussion of the matter, authorize the moving of the fence, and allowing the work to be paid for out of the proceeds of the sale of property to the Walls. Motion seconded by Council member Smiley. Motion carried.

(I) INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

(6) First reading. Ordinance 1988-33, an Ordinance to Require the Bagging of Tree Trimmings, Leaves and Similar Refuse. Motion to approve the first reading of the ordinance introduced by Council member Murph, seconded by Council member Orvin. Motioncarried.

(7). First reading. Ordinance 1988-34 , a Tree Ordinance. Motion to approve the first reading introduced by Council member O'Neal, seconded by Council member McDonald. Motion carried. Mayor noted that the ordinance would be referred to the Engrossed Bills Committee for further study. Attorney Dreyfoos recommended that Council consider amending the emergency tree ordinance already in effect until the permanent ordinance can be adopted, would add two words in Subsection F. This section allowed exceptions to the moratorium on lots or developments that had already been approved by the City prior to imposition of the moratorium. Dreyfoos said that it was not the City's intention in adopting a tree cutting moratorium to prevent the development of private property. Dreyfoos recommended that Subsection F be amended to read as follows: "For any development pursuant to an approved acreage, conditional or final plat..." The attorney noted that the amendment would add the words "acreage and conditional" to that sentence and correct an oversight brought to the attention of the City by the attorney for Wild Dunes. Motion to amend the emergency tree ordinance was made by Council member O'Neal, seconded by Council member Ward. Motion carried.

(8) First reading. Ordinance 1988-35 , an Ordinance to Amend the Non-Conforming Use Provisions of the City of Isle of Palms Zoning Ordinance. Motion to approve the first reading was made by Council member Smiley, seconded by Council member Ward. Motioncarried.

(J) MISCELLANEOUS BUSINESS

Council member Orvin addressed council to express his enthusiasm for a proposed swimming pool and to comment how much progress to that end had been made in the last few months. He said that he was committed to the project and asked the Council to allow the land to be made available for a pool. Orvin said there is a lot of support in the community for a swimming pool, but he recognized that the project must be conceived to limit any liability on the City's part. Orvin said he was looking forward to Attorney

Dreyfoo's legal briefing in executive session.

Motion to enter executive session introduced by Council member O'Neal and seconded by Council member McDonald. (Motion not acted on)

Mayor Bunch informed Council that she had made copies of a letter concerning House bill 4073 available to Council and urged all members to write the Governor to ask him not to sign the bill because it would severely restrict the City's right to disapprove highway projects in a municipality even though such projects may not be in the City's best interest.

The Mayor then read a letter she had received from Don Kornahrens thanking the City for acting on a prior complaint about noise emanating from the Windjammer through an outdoor public address system.

A letter from the highway department was then brought to the Council's attention in response to a letter sent by the Mayor concerning the City's complaints about the bicycle path adjacent to Palm Blvd. The Mayor said the highway department recommended some alterations that could improve the safety of the path, but that such improvements could cost as much as $60,000 and the state highway department was advising that they did not have the funds available to make the suggested improvements. The Mayor said she was incensed that the highway department made further recommendation that the City make the $60,000 available for the improvements.

The Mayor also provided the Council with results of a traffic count recently conducted by the highway department, although she said that she was not as convinced of the accuracy of their results compared with a similar traffic count conducted by the BCD Council of Governments. The Mayor recounted the data for the Council.

The Mayor then informed Council that she had approached Noel Thorn at Wild Dunes about their donating a small piece of property for a small fire substation in Wild Dunes. The Mayor said she was convinced of the need for a substation to improve the response time to fires in Wild Dunes. The Mayor said that the management at WIld Dunes apparently does not share her concerns but that the Wild Dunes Community Association appeared to be interested in taking the matter up with the management.

Council member O'Neal asked about the status of the drainage study and whether any grant funds had been received to help pay for the study. Mayor Bunch told him that the survey work was completed and the information was now being computerized and that some funds from the highway department would be available to help pay for the study.

Motion to enter executive session to receive legal advice, discuss contractual matters and personnel matters was made by Council member O' Neal, seconded by Council member McDonald. Motion carried.

Motion to leave executive session and return to general session was introduced by Council member O'Neal, seconded by Council member Swanson. Motion carried. The Mayor announced that no action had been taken by Council in executive session.

Motion to adjourn introduced by Councilmember O'Neal and the meeting ended.

Respectfully submitted,

Nellie S. McDuffie
Clerk/Treasurer

APPROVED:_________________
Carmen R. Bunch
Mayor

MINUTES OF NOVEMBER 2, 1988 SPECIAL CITY COUNCIL MEETING

Meeting was called to order by Mayor Bunch.

Motion was made by Council member Swanson, seconded by Council member Calhoun, to enter executive session for purposes of discussing a personnel problem and possible purchase of property. Motion carried.

Out of executive session, the Mayor reported that she had been authorized by Council to negotiate for the purchase of property on which to locate a public bathroom facility at the front beach.

Council then re-considered the emergency tree ordinance. Administrator Williams advised Council that the restrictions contained in the emergency tree ordinance were preventing some developers from being able to begin developments previously approved by the City Council. Williams said that in two cases significant trees, which cannot be removed, are affecting the siting of buildings. The Mayor stated she and the Building Inspector had looked around Wild Dunes earlier and were able to find only about three trees that would be considered significant trees under the ordinance. The Mayor expressed the opinion that it is not the City's intention to prevent property owners from developing their property. Attorney Bill Dreyfoos advised that hardship situations would need to be provided for in the permanent tree ordinance and the question evolves into procedures for handling such situations. Dreyfoos suggested that the Council address these problems in the ordinance either prior to its first reading or through an amendment after the first reading. Administrator Williams recommended that in cases where a significant tree had to be removed, the property owner should be required to replant a similar tree as old and as large as is commercially available. On the issue of the temporary moratorium on tree cutting, Attorney Dreyfoos stated that so far he had only discussed theoretical situations where property owners may be denied a building permit because a proposed development would require removal of trees.

Council member Ward expressed concern about the new regulation preventing development of any project already reviewed and approved by City Council. Any developments proposed after the adoption of the tree ordinance would have to take tree preservation into account and situate buildings so as to save the trees.

Council member Swanson said she did not favor a provision added to the ordinance which would require a removed tree to be replaced with a tree of the same type and size as the one removed.

Council member O'Neal moved to amend the emergency tree ordinance to provide exemptions or exceptions under which a specific tree could be removed. Motion seconded by Council member Ward.

In discussion, Council member O'Neal questioned why an exception to the emergency ordinance was included to cover commercial timber operations, to which the City Attorney responded that such an exception was required by the State's enabling legislation. Dreyfoos added that there was an error in the drafting of the emergency ordinance which pertained to issuance of a building permit before and after the October 26, 1988 date of the moratorium. This present wording of the ordinance would deny anyone a building permit after the date of the moratorium. Dreyfoos said the proposed modification would allow issuance of building permits if the property owner is covered by one of the exceptions being granted in the amendment to the emergency ordinance provided all other requirements of the ordinance were complied with. He added that there would still be a problem if a significant tree is involved. Developers whose projects require the removal of significant trees could be delayed until the 60-day moratorium expires.

As far as Wild Dunes is concerned, the Mayor said that considering what the City is trying to accomplish with adoption of the emergency tree ordinance, a 30 or 45 day delay should not be a reason not to impose the restrictions, especially since Wild Dunes had required Council to review five or more conceptual plans for the cabana area.

Expressing his concern about who is competent to decide when a tree is dead or diseased and needing to be removed, Administrator Williams said that neither he nor the Building Inspector were comfortable with having to decide this issue should there be a difference of opinion between the City and the property owner. He suggested that a provision be added that the City has the right to engage an urban forester for expert advice. Attorney Dreyfoos recommended that the City should first address the issues arising out of the emergency ordinance and then make changes in the permanent ordinance.

Council member O'Neal withdrew his motion to accept the amendments to the emergency ordinance that had been prepared before the meeting began; Council member Ward withdrew his second.

Motion was introduced by Council member O'Neal, seconded by Council member Ward, to approve the amended emergency ordinance with an additional amendment to exclude developers from the restrictions of the emergency ordinance if their proposed development has previously been approved by Council in the form of a final plat. Motion carried.

Motion to adjourn was introduced by Council member O'Neal and the Special City Council meeting ended.

ATTEST:________________________
Nellie S. McDuffie
Clerk/Treasurer

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

(803) 886-8294

Isle of Palms

RECREATION DEPARTMENT
28th AVENUE
ISLE OF PALMS, SOUTH CAROLINA, 29451

Director's Report

November 30, 1988

The following is a report of the activities at the recreation department for the month of November.

Gymnastics-November classes were held on Wednesday (3:15-4;00 ages 2-4), 4:00-5:00 for ages 5 and older) and 5:30-6:30 for teenagers).

Dancing-November classes were held on Wednesdays(4:45-5:30)and (5:30-6:30).

Mother's Morning Out-Classes were held on Wednesday and Monday mornings(9:15-11:45 a.m.)

Four Year old Pre-School-Classes for four year olds were held on Tuesday and Thursday mornings (9:00 a.m.-12:00 noon).

Soccer-Completed their season November 21st.

Basketball-Registration is now being held for boys and girls ages 6-18.

Tournaments for November:

(Ages twelve and younger)
November 4th-video challenge
November 11th-Pool
November-18th-Ping Pong
November 25th-Floor Shuffleboard

(ages thirteen and older)
November 5th-Video Challenge
November 12th-Pool
November 19th-Turkey Shoot
November 26th-Ping Pong

Baby Sitting Clinic-for ages ten through teens was held November 4th, 5th and 6th. This clinic was co-sponsored by the Recreation Dept. and Clemson Extension Service. Certificates were awarded on completion of this clinic.

Thanksgiving Art Contest-Children ages Kindergarten through eighth grade-Draw or paint a picture of how he or she thinks the First Thanksgiving looked. The winner of this contest was Patricia Johnson. Copy of winning picture attached.

One and two mile walks for seniors were held on Tuesday mornings beginning at 10:00 a.m.

4-H Club-Meetings were held Noverber 1st and 22nd. Members of the club entered in various catergories of competition in the Coastal Carolina Fair. Winners and awards were as follows:

PHOTOGRAPHY:
Audrey McCants-Trophy, 1st place ribbon
Karli Maratea-2nd place ribbon
Angela Brown-1st place ribbon
Lindsey Simpson-2nd place ribbon
Paul McKnight-2nd place ribbon
Kelly Gordon-1st place ribbon
Ahnika Iseman-3rd place ribbon
Jenna Scott-2nd place ribbon

Pottery
Ahnika Iseman-1st place ribbon
Angela Brown-1st place ribbon
Jenna Scott-1st place ribbon

Candles
Angela Brown-2nd place ribbon

Tennis Clinics - Held Tuesdays and Thursdays (Beginning Juniors) 4:00 - 5:00 P.M. (Intermediate Juniors) 5:00 - 6:00 P.M. Instructors: Davey Hairston - 577-9457, Mitch White - 881-4926

Recreation Report (cont.)

Christmas Ornaments - Lindsey Simpson- Three (3) First Place Ribbons, 2nd Place ribbon, Two (2) 3rd Place Ribbons.

Angela Brwon - (3) Three 1st place ribbons, (1) one 2nd place ribbon, (1) 3rd place ribbon.

Posters

Jenna Scott - Trophy and 1st Place Ribbon.
Audrey McCants - 2nd Place Ribbon

Movies - Movies were held on Fridays (7:00 P.M.) and on Saturdays (7:30 P.M.) for teens.

Football - The Isle of Palms Bantam Football team coached by Tony Strelkauskas and John Hutcherson won the Bantam football Championship. Attached is news article.

Cheerleading - The Isle of Palms Bantam Cheerleaders won the cheerleading competition in their division. This team was coached by Heather Savage.

Turkey Shoot - (Basketball Free Throw) for children and teens was held November 19th. Turke were awarded the winners in the following age divisions:

Ages 7 - 10 Years

Stephanie Avery (Winner)
Jason Tracey (2nd Place)
Joel Nelson (3rd Place)
Jessie Tracey (4th Place)
Haley Spires (5th Place)
Shannon Munn (5th Place)

Ages 11 - 13

David Savage (Winner)
Brandon Munn - 2nd Place
Drw Leilich - 2nd Place
Ahnika Iseman - 3rd Place

Ages 14 - 17

Lucmus Robinson - Winner
Kevin Ward - 2nd Place
Joey Smith - 3rd Place
Jamie Carnes - 4th Place
John Wright - 5th Place
Brian Hollingsworth - 6th Place
Drew Morrow - - 7th Place
Chuck Davenport - 8th Place
Daniel Naone - 9th Place
Dan Ray - - 10th Place
Jenna Scott - - 11th Place

Bicycle Rodeo - A Bicycle Rodeo for children/teens was held November 29th. This event was co-sponsored by the recreation department and Clemson Extension Services. Bicycles were inspected by a member of the police Department before the rodeo began. Trophies and ribbons were awarded. Attached is information on this event.

Men's Basketball - These games were played on Tuesday and Sunday evenings.

Aerobics - Held on Mondays & Thursday evenings (7:00 - 8:00 P.M.)

Special Events For December -

December 3rd - Lip Sync Contest - 7:30 P.M.

December 3rd - Teen Xmas Dances - 8:30 - 10:30 P.M.
December 3rd - Run For The Rainbow (Information Attached)

Special Events for December (cont.)

December 17th - Santa Claus

December - Christmas Card Contest (size 5 x 7 - black & White) 1st, 2nd and 3rd place prize Winners card will be the official Christmas card for the Recreation Department for 1988.

Christmas Workshop for Children - December 5th - December 9th beginning at 4:00 P.M. each da

Decorating Christmas Tree - On December 9th at 5:30 P.M. we will be decorating the Christmas Tree at the recreation department. Everyone is invited to bring an ornament/or ornaments to help decorate our Christmas tree.

Holiday Tournaments for Children and Teens - December 26th through December 30th. Ages are twelve (12) and younger, thirteen (13) through seventeen (17).

Respectfully Submitted,

Catherine Leopold

Catherine Leopold
Recreation Director

CL:el
Enclosures

A bike can be stolen from just about any place that anyone would park a bike! But if you take the following sensible precautions, your "wheels" won't be taking any unscheduled trips without you. Remember: **MOST BIKES THAT GOT STOLEN WEREN'T LOCKED!**

1. Always lock your bicycle securely and correctly when it is unattended, even if it is inside a building.

2. If your bicycle is at home, keep it in a locked garage, basement or room, not in the yard or driveway.

3. Lock your bicycle by placing a chain or cable through both wheels, the frame and around a stationary object. If you use a bicycle rack, place the chain or cable through one wheel and the frame.

4. Use a high quality lock and case-hardened chain or cable to lock your bike. The lock should have at least a 9/32" shackle, and the body and locking mechanism should be case-hardened. The lock should have a double locking mechanism with heel and toe locking.

5. Record the serial number of your bicycle and keep it, along with the sales receipt and a photograph of it, with your permanent records.

6. Call your local police station and ask them what kind of identification number they recommend (could be your social security or your parent's driver's license number), and if they have an engraver you can borrow to mark your bike.

If you bought a new bike in the last few years, the bike shop may have registered it for you, but now, you also need to mark the bike.

Marking your bike helps protect you and serves as a deterrent to would-be bike thieves. It also helps the police in identifying and returning a found or stolen bike to the owner.

Besides marking and registering your bike, fill out a description of it. Use the form below, and keep it in a safe place.

If your bike is stolen, call the police immediately. Tell them who you are, where the bike was stolen and when, and give the description of the bike that is on the form.

Serial No. ______________________

Owner's Name ______________________ Phone ______________

Address ______________________

City/State ______________________ Zip ______________

Boys____ Girls____ Size________

Brand Name ______________________

Color ______________ Speeds ______________

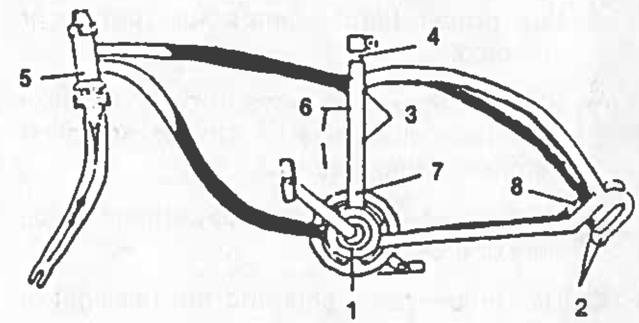
Fenders: Yes___ No___

Owner's Signature ______________________

Registrar's Signature ______________________

Date ______________ New or Used ______________

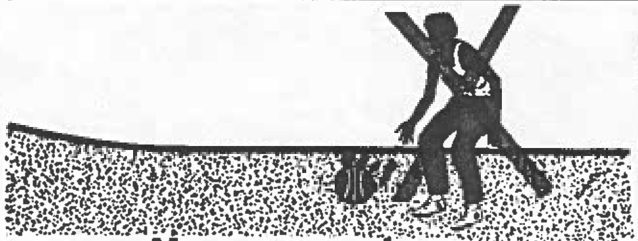
POSSIBLE LOCATIONS OF SERIAL NUMBERS



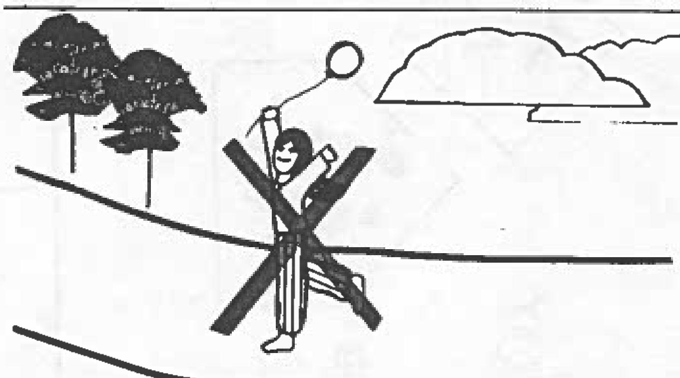
All-Pro	2,5	Huffy	5
Armstrong	1,4	Italia	4
American Flyer	3	Iverson	6
Chiorda	1,4,8	J & B	8
C. Itoh	8	JCPenney	2,5
Columbia	2	Joannou	1,4
Dunelt	1,2	Kent	1
Eagle	2	Londoner	7
Elgin	1,2	Murray	1,2,3,5
Executive	8	Peerless	7
Firestone	1,2	Raleigh	2,4
Fleetwing	2	Roadmaster	1,2
Goodrich	1,2	Rollfast	2,3
Goodyear	2	Royce Union	1,2,4,5
Grant	2,5	Savoy	1,2
Hercules	1,3,7	Schwinn	1,2,5
Hiawatha	1,4,5	Sears	1,2,3,5
Higgins	1,2,6	Western Flyer	1,2,4

Measure Up To Safe Walking!

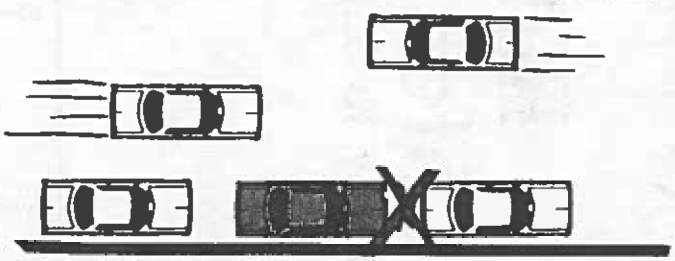
Be Smart!



Never play
in the street!

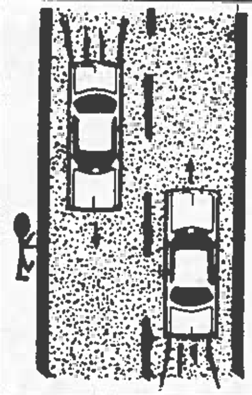


Never run across
the street!

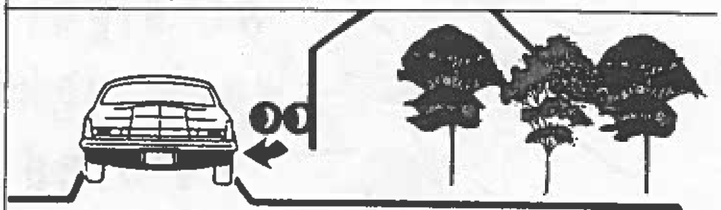


Never cross
between
parked cars!

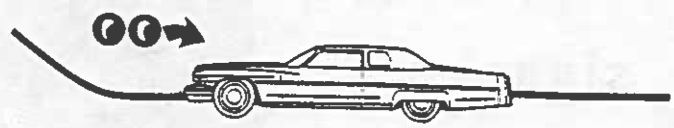
Be Alert!



Walk on the
left facing
traffic.



Watch out for cars
backing from the
driveway.



Be sure you can see
oncoming traffic and
the driver can see
you.

BICYCLE CARE FOR SAFER RIDING

Keep your bike in good condition for your own safety as well as for the pleasure it gives you. A good rider always keeps his bicycle in proper condition.

1. SEAT — Adjust to fit your size and tighten securely. A loose seat may mean a fall.
2. HANDLEBARS — Adjust to fit your body. Tighten and keep stem well down in fork. Be sure handlebars are at proper level for correct rider position.
3. HANDLE GRIPS — Replace worn handle grips. Cement them on tightly. Loose grips mean unsafe riding. Handlebars without grips, or broken grips, are dangerous.
4. PEDALS — Oil and tighten pedal bearings and spindle. Replace worn pedal treads. Good pedals are important for bicycle control and power.
5. WARNING BELL OR HORN — Use a horn or bell that can be heard for at least 100 feet.
6. LIGHT — White light in front must be seen for at least 500 feet. Keep it clean and in working condition.
7. REFLECTORS — Red reflector in rear must be seen for 300 feet to the rear when in front of car or truck headlights. Be sure the reflector is big enough. Spokes, pedals and front of bike should have reflectors, too.
8. BRAKES — Does it brake evenly and will it skid your wheels at once? Unless you are an expert, have brake cleaned and adjusted regularly by your bicycle serviceman. A number one rule for bicycle condition is — a good brake.
9. SPOKES — Replace broken and bent spokes at once.

IMPORTANT

If your city laws require you to have a bicycle license, be sure that you have one. If you have a license and your bicycle is lost or stolen, police officers are better able to find it for you.

FILL IN THE CARD BELOW AND KEEP IN A SAFE PLACE, IT WILL HELP IF YOUR BIKE IS LOST OR STOLEN.

TPA SAFETY — CHILD ACCIDENT PREVENTION

YOUR BICYCLE IDENTIFICATION

Name..

Address..

Frame No........................ License No..................

Make..

Size: ☐ 20″ ☐ 24″ ☐ 26″ ☐ 28″

Color.................................. Trim..........................

NOTE: In case of theft give this card, properly filled in, to any policeman.

REMEMBER

RULES ARE MADE TO HELP NOT HINDER

HAPPY RIDING

BB-84

BIKE BOOK OF RULES FOR SAFE RIDING

TRAVELERS PROTECTIVE ASSOCIATION OF AMERICA
ST. LOUIS, MO.
SINCE 1890

TPA SAFETY — CHILD ACCIDENT PREVENTION

• RIDE ALONE

Never carry another person on the handlebars or crossbar, or behind you. It makes balancing uncertain, and it is difficult to do.

• ENTER STREET WITH CARE

Don't ride into the street from a driveway without stopping first before crossing the sidewalk and again before riding into the street. It is best to walk your bike across busy streets.

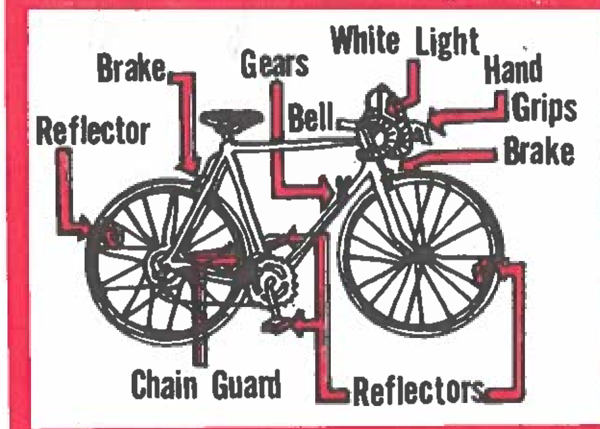
• OBEY ALL STATE AND LOCAL RULES

You must obey all traffic rules, just as cars and trucks are required to do. Many cities and towns require riders to secure bicycle licenses and obey other local bicycle rules. Ask your chief of police to give you the bicycle rules for your town.

BICYCLE CARE FOR SAFER RIDING

Keep your bike in good condition for your own safety as well as for the pleasure it give you. A good rider always keeps his bicycle in proper condition. A bicycle in poor condition usually means a poor rider.

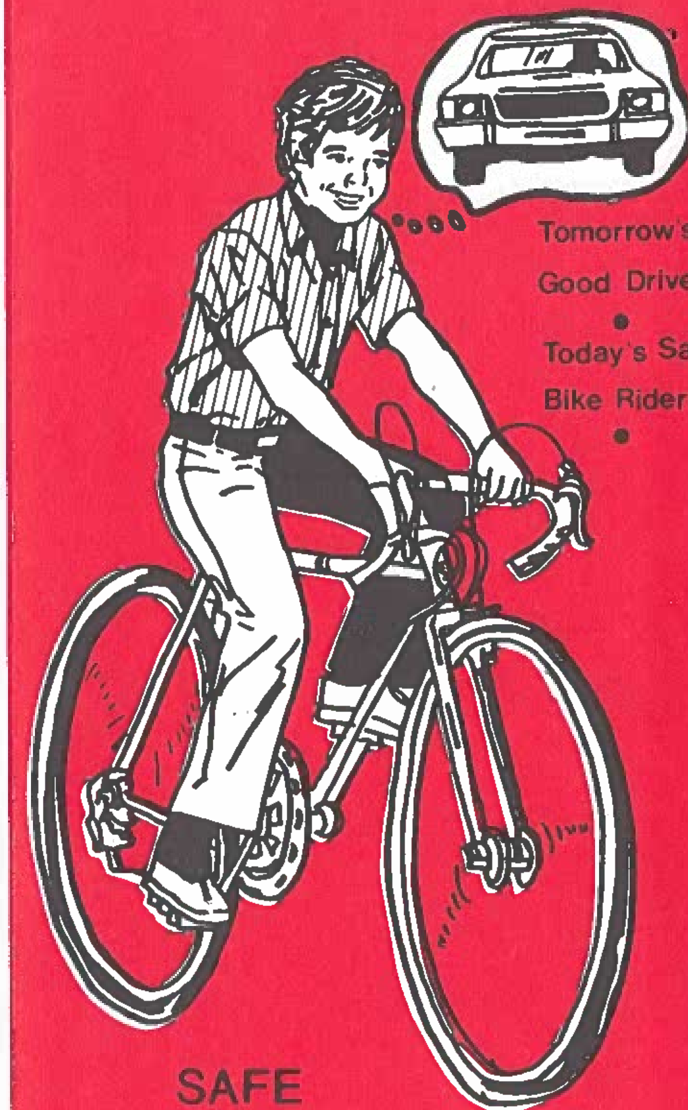
If your city laws require you to have a bicycle license, be sure that you have one. If you have a license and your bicycle is lost or stolen, police officers are better able to find it for you.



1. SEAT SADDLE—Adjust to fit your size and tighten securely. A loose seat may mean a fall.
2. HANDLEBARS—Adjust to fit your body. Tighten and keep stem well down in fork. Be sure handlebars are at proper level for correct rider position.
3. HANDLE GRIPS—Replace worn handle grips. Cement them on tightly. Loose grips mean unsafe riding. Handlebars without grips, or broken grips, are dangerous.
4. PEDALS—Oil and tighten pedal bearings and spindle. Replace worn pedal treads. Good pedals are important for bicycle control and power.
5. WARNING BELL OR HORN—Horn or bell must always work properly to be heard at least 100 feet. A siren or whistle is not permitted.
6. LIGHT—White light in front must be seen for at least 500 feet. Keep it clean and in working condition.
7. REFLECTOR—Red reflector in rear must be seen for 300 feet to the rear when in front of car or truck headlights. Be sure the reflector is big enough. Keep it clean.
8. COASTER BRAKE—Does it brake evenly and will it skid your wheels at once? Unless you are an expert, have brake cleaned and adjusted regularly by your bicycle serviceman. A number one rule for bicycle condition is—a good brake.
9. SPOKES—Replace broken or loose spokes at once.

5-83

BIKE RULES



Tomorrow's Good Drivers • Today's Safe Bike Riders •

SAFE RIDER

South Carolina Department of Highways and Public Transportation

EAST COOPER YOUTH FOOTBALL CHAMPS — These members of the Isle of Palms Bantam football team, undefeated during the season, scored 277 points in nine games and allowed only 18 against them enroute to the Mount Pleasant Bantam Football Championship.

Redskins Undefeated Champs

The Isle of Palms Bantam Football team set a record this season, by being the first Bantam team from the Isle of Palms to go undefeated.

The powerful Redskins scored 277 points in 9 games enroute to the Mount Pleasant Bantam Football Championship, while allowing only 18 scored against them.

As with any championship offensive performance, the Redskins were anchored by an outstanding offensive line comguards - Scott Timmons, Aaron Ede and Chas Farmer, with David Wiggins at center.

These lineman allowed only two sacks of quarterback Danny Strelkauskas, who threw for over 600 yards and 14 touchdowns. This aerial bombardment centered around three excellent receivers, Ashley Griffith, Ashley Haynes and Russell Balderson.

The passing game, as spectacular as it was, was overshadowed by the was the key factor.

"Teams could defend one or the other but not both," Strelkauskas said. It is very difficult to defend a potent passing attack such as that provided by Danny Strelkauskas, Griffith, Haynes and Balderson, while knowing full well that Gabriel could break one on any given down."

Both Gabriel and Strelkauskas readily and happily admit most of the credit belongs to the offensive line of the Redfense the defense wouldn't allow them to hurt us."

The Redskins have entered the Charleston Classic Football Tournament where they will be up against the top Bantam teams in the area. Although many of the players would rather be surfing, they will no doubt give 100 percent to that effort.

Both of the coaches and all of the players felt the success of this team comes from three things

(803) 886-8294

Isle of Palms

RECREATION DEPARTMENT
28th AVENUE
ISLE OF PALMS, SOUTH CAROLINA, 29451

Baby Sitting Clinic

Baby-Sitters certified through Baby-Sitting Clinic co-sponsored by Clemson Extension Service and Recreation Department is as follows:

Aaron Perlmutter	883-9925
Jacob Perlmutter	"
Jenna Scott	886-5400
Angela Brown	886-6069
Davi Knight	886-4540
Heather Savage	886-8412
Ashley Rowe	886-8635
Amy Fletcher	886-6319

MEETING: Regular City Council Meeting
Isle of Palms, SC

PLACE: City Hall

DATE/TIME: October 12, 1988

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 P.M. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation by Mayor Bunch. Present were Councilmembers Calhoun, Murph, Swanson, Smiley, O'Neal, Orvin, Ward, Mayor Bunch, Attorney Dreyfoos, Administrator Williams, Clerk-Treasurer Nell McDuffie and Lisa Greenway.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of August 17, 1988 - Councilmember Swanson made a motion to suspend the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember Murph. Motion carried.

2. Minutes of September 14, 1988 - Councilmember Swanson stated that she would like to make a correction to the minutes under Reports from City Officers, Boards or Commissions-Planning Commission, reflecting that she voted no to the motion made to accept the submitted final plat.

Councilmember Swanson stated that she would like to make a correction to the minutes under Miscellaneous Business. She asked that the minutes reflect that the motion carried with two negative votes from Councilmember O'Neal and Councilmember Swanson.

Councilmember Smiley stated a correction to the minutes under the same motion reflecting the Commerce Association would recommend the location of the spaces for loading zones rather than decide the location of the spaces. Councilmember O'Neal stated the minutes were correct as written and Councilmember Smiley withdrew her correction.

Councilmember Smiley stated a correction to the minutes reflecting a motion was made indicating that Council did not come out of Executive Session.

Councilmember Smiley stated a correction to the minutes under Recreation Committee Report reflecting that she pointed out the three dollar parking fee was not a committee recommendation.

Councilmember Murph made a motion to accept the minutes as corrected, seconded by Councilmember O'Neal. Motion carried.

C. CITIZENS COMMENTS

1. Don Stone - spoke to Council representing the Isle of Palms Commerce Association and wanted to comment on the progress the Mayor and Council had made on obtaining the site for the restroom facilities on the front beach. He stated the Commerce Association wanted to encourage Council to continue their support for this facility. Stone said it was his understanding that in order for the City to acquire a front beach site from the Beach Company, the Commerce Association would have to endorse the project which he advised Council that he had done. He expressed his concern about having the facility completed by Easter, the start of next beach season. He suggested that as much work be completed as possible simultaneously to insure early completion and advoiding any possible loss of grant funds.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means Committee

Councilmember Ward reported to Council that the committee reviewed the month end statement during their meeting and Administrator Williams mentioned that money would have to be spent in the near future for cleaning up some of the vacant lots. A dollar figure was not discussed at that time.

Councilmember Ward stated that he had asked Administrator Williams about getting some of the monies from Accommodation Tax in line items under the General Fund and transferring it so the budget figures do not look so far out of line as in Lease Vehicle/Fuel and Oil. Administrator Williams stated there would be some adjustments on the October statement reflecting these changes.

Mayor Bunch spoke to Council on the behalf of Nell McDuffie, the Clerk of Council. Mayor Bunch commented that Nell had been employed with the City for fourteen years and had each monthly statement prepared promptly with no exceptions. She added that the statements are required by the City's auditors and they are available to anyone upon request.

2. Police and Public Safety

Councilmember Murph reported to Council that the committee met with Chief Allen and Chief Britton. He stated the monthly report was reviewed and Chief Allen commented that the loading zones on the front beach area would be moved during the off season. A motion was made in the committee meeting to this effect and was approved to leave the loading zone to the discretion of the Chief.

Councilmember Murph reported that the department is working up a job description for a juvenile officer and hope this will be ready in the next few months.

Councilmember Murph reported that Officer Kimball graduated from the Police Academy as one of the top in his class. Officer Kimball needs to be commended for his achievement.

Councilmember Murph reported that on Saturday, October 15th, a Nickel Carnival will be held at the Recreation Department sponsored by the Exchange Club. He stated the Police Department will have a display set up for bike registration.

Councilmember Murph reported that the Chief had received a grant for the computer the Police Department has now. It will be connected with the computer at Charleston County Police Department, which would give us access to the County as well as the State.

Councilmember Murph reported that the Chief was looking into purchasing rental cars instead of new cars. Administrator Williams commented that the Chief was considering leasing the cars and would be putting some numbers together to compare. Mayor Bunch stated that she had spoken to the Chief and to the City's mechanic, who had been looking at cars for the purpose of purchasing and had found some for $7500.00. Councilmember Murph stated that these cars would be used by administrators for every day use and not for patrol cars.

Councilmember Murph reported that the committee voted to change two of the No Parking Signs at the end of 25th Avenue, from No Parking to 30 Minute Parking so as to allow the island residents access to the water to put out their minnow traps. He stated that the Chief had checked with the Highway Department and gotten permission to make the change.

Councilmember Murph reported that Chief Britton gave the monthly fire report which was discussed by the committee. He stated that Mr. Graham with the EMS is studying a program to allow the EMT's to train along with the Paramedics. He stated that Chief Britton had requested that the Paramedic Program be implemented again next season. He reported the volunteer's had purchased two portable pumps to be used in the event of a boat fire or a fire on one of the adjoining islands and that the Fire Department was trying to set up a program to work with the Recreation Department in starting a Fire Prevention Program.

Councilmember Murph reported that the committee went into Executive Session to discuss personnel matters. He reported that no further business was undertaken in Executive Session; the committee came out of Executive Session and adjourned.

Councilmember Murph commented on the recent drug raid and stated that all of the policemen along with the Chief should be commended for cracking down on this problem.

Councilmember Murph asked again for any discussion on the No Parking Loading Zone. Mayor Bunch stated that several months ago front beach businessman, Tom Gear, had requested that the City approve a number of passenger unloading spaces for patrons of front beach businesses. This request was considered in conjunction with previous discussion as to whether or not the enforcement of the loading and unloading zones are still necessary in the off season.

Mayor Bunch stated that concerning the Police and Public Safety meeting, she had noticed trucks doubled parked and not parked in the loading zone along the front beach. She stated that the loading zones were put there for a purpose and should be used for this purpose at all times.

She commented on the problem at 25th Street, and stated that after talking to some of the neighbors they would be willing to allow people to park in this area for short periods of time and police the area themselves. Mayor Bunch requested in writing permission from the Highway Department for the changes from No Parking to 30 Minute Parking. Councilmember Smiley asked for Mayor Bunch to clarify the explanation of the neighbors policing the parking area. Mayor Bunch stated that the neighbors were calling to report cars parking in the No Parking area and Councilmember Murph felt that the two 30 Minute Parking spaces would alleviate this problem.

Councilmember Smiley stated that she would like to bring up the danger with the shoulder of the road at the corner of 41st and Palm Boulevard. She reported that the Highway Department did get the crossover but the shoulder of the road was still needed to be marked.

3. Public Works

Councilmember Smiley reported that the committee recommended having notices distributed requiring all leaves and trash be put into bags to be picked up. She stated that all persons unable to do this due to physical disability would be exempt from this reqirement. Mayor Bunch reported that she had spoken to the attorney and he would be writing an amendment to the ordinance and present it to Engrossed Bills.

4. Engrossed Bills - No report

5. Recreation Committee

Councilmember Smiley reported that the committee had requested the Director to attend a workshop in Greenville but she was unable to attend. She reported that Pat Putz of the Recreation Department went in her place and came back with a lot of good ideas which she reported to the committee. She stated that the committee had asked Catherine Leopold to find a workshop of the same type and try to work it into her schedule.

She reported that the committee had discussed time schedules for the employees which was done incorrectly the first time and had requested that it be done for a second week.

Councilmember Smiley reported that a tennis tournament had been held between Isle of Palms and Sullivan's Island with eighteen participants which was a big success.

She reported that there had been a discussion on commission funds and which funds should go back into the General Fund. She said that the Mayor would check with the auditor to make sure the funds are kept correctly.

Councilmember Smiley reported on the coming events held at the Recreation Department. She reported the Nickel Carnival would be held this weekend and hoped that in the future it be planned to be less expensive. She reported that a Teen Dance would be held on October 22nd from 8:30 - 10:30 and the Halloween Party would be held October 29th from 6:30 - 8:30 she stated that donations would be accepted by the Director.

She reported to Council that time had run out for planning the "Island Marathon" and she felt this was a great loss to the community.

Councilmember Smiley ended her report with comments on how nice the grounds at the Recreation Department had been maintained and landscaped.

Councilmember Orvin addressed Mayor Bunch and Council in reference to the subject of the swimming pool. He asked Attorney Dreyfoos of any update on the study of the pool situation. Attorney Dreyfoos reported that he would have the information requested for the next regular City Council Meeting. Mayor Bunch asked that Councilmember Orvin get in writing a commitment on the liability insurance for the City.

Mayor Bunch stated there was a matter which needed to be brought up to Ways and Means but in order to expedite the issue, the vote needs to come to Council. She stated that Mr. Hal Colson of Resort Maintenance, 1030 Carolina Boulevard, has requested approval to transfer his license to his new address, 31 J. C. Long Boulevard. Councilmember Murph made a motion for this request to be granted. Motion was seconded by Councilmember Ward. Motion carried. Ward abstained.

E. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - No report

2. Planning Commission -

Mayor Bunch instructed David Cantey, City Planning Consultant, to proceed with introducing each plat to Council:

a. 1988-36: Property Line Abandonment, Property Owned by SCE&G 13th Avenue. Councilmember Murph made a motion that Council approve Plat 1988-36, seconded by Councilmember Ward. Motion carried.

b. 1988-37: Acreage Plat Showing Subdivision of Tract "G", Block "Z" into Tract "G", Block "Z", Parcel 1 and Tract "G", Block "Z", Parcel 2 Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-37, seconded by Councilmember Orvin. Motion carried.

c. 1988-38: Plat of a 11.24 Acre Tract Owned by Ocean Boulevard Properties. Councilmember Murph made a motion that Council approve Plat 1988-38, seconded by Councilmember Ward. Mayor Bunch clarified the plat to the Council. Councilmember Swanson made an amendment to the motion asking that a note be placed on the plat referencing the City Ordinance which prohibits seawalls, bulkheads, revetments. Councilmember Orvin seconded the amendment to the motion. Motion carried, plat approved.

d. 1988-39: Plat of Survey and Plot Plan Exhibit C Summer

House, Horizontal Property Regime Tract "E", Block "E", Parcel 3a, Wild Dunes. Mayor Bunch stated that the plat had been revised and submitted to Council in lieu of the original plat after the revised plat was submitted. Councilmember Murph made a motion that Council accept the revised plat 1988-39. (No second was offered).

Councilmember Smiley pointed out that the setback line was not shown on the plat nor was the City's policy statement prohibiting seawalls, bulkheads, revetments.

She went on to question the base line and dead zone lines for the area as established by the S.C. Coastal Council.

In a brief explanation Attorney Dreyfoos said the base line was established on a forty year erosion rate for the area and on the basis of Councilmember Smiley's concerns suggested that a note be placed on all ocean front plats that the erosion data used to determine the base line and setback line is provided by the Coastal Council.

Councilmember Swanson also expressed concern that the plat note about seawalls, bulkheads, revetments had not been placed on the revised plat. Because of numerous concerns, Councilmember Ward made a motion to table further consideration of the plat and was seconded by Councilmember Murph.

Councilmember Smiley requested that the plat be scheduled for discussion at the next Regular City Council Meeting rather than at any Special Council Meeting.

e. 1988-40: Conditional Subdivision Plat, Linkside Villas, Parcels a-c, Tract "E", Block "L", Lots 1-12, Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-40, seconded by Councilmember Ward. Councilmember Murph requested an amendment to his motion stating that Council accept the plat pending approval from the Fire Department and Public Works, seconded by Councilmember Smiley. Motion carried. Councilmember Murph made the motion that Council approve Plat 1988-40 with the amendment, seconded by Councilmember Smiley. Motion carried. Councilmember Murph's motion to approve Plat 1988-40 was withdrawn.

f. 1988-41: Plat Showing the Subdivision of Lot 4, Block "10" and a Strip of Land between Lot 4, Block "10" and Ocean Boulevard into Lots "4A" and "4B" Block "10".

Planning Consultant Canty advised Council that under the existing development standards the lot could be subdivided but that under proposed zoning amendments being considered by Council would not be enough area to be subdivided.

Councilmember O'Neal made a motion that Council approve Plat 1988-41, seconded by Councilmember Murph. Councilmember Ward asked for a roll call vote: Calhoun - yes; Murph - yes; O'Neal- yes; Orvin - no; Smiley - no; Swanson - no; Ward - no; Mayor Bunch - yes. Motion to approve Plat 1988-41 was a tie vote, motion defeated.

Mayor Bunch gave an explanation of her vote stating that this situation had come before Council several times before and she felt that Council should be consistent with their decisions. She recommended that Council hold a work session to change the zoning ordinance.

Guy Taylor, representative of the Planning Commission, was recognized by the Council. He stated that the Planning Commission had taken the proposed zoning changes into consideration but had approved the plat on the basis of it conforming to existing zoning ordinances.

Councilmember Ward made a motion to reconsider the vote, seconded by Councilmember Orvin. Motion carried.

Councilmember O'Neal made a motion that Council approve Plat 1988-41, seconded by Councilmember Murph. Motion carried.

g. 1988-42: Plat of the Subdivision of Lot "A", Block "36", Section "A", City of Isle of Palms. Councilmember O'Neal made a motion that Council approve Plat 1988-42, seconded by Councilmember Murph. Motion carried.

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

None

H. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Second Reading - Ordinance 1988-21, an Ordinance to adopt a Comprehensive Plan for the City of Isle of Palms.

2. Second Reading - Ordinance 1988-22, an Ordinance to amend the City of Isle of Palms' Zoning Ordinance.

3. Second Reading - Ordinance 1988-23, an Ordinance to adopt

a New Zoning Map for the City of Isle of Palms.

Councilmember Murph made a motion to Council to table all three bills until after the Planning Commission Meeting which will be specifically for this purpose. He recommended that the meeting be held in two weeks. Councilmember Smiley seconded the motion. (Motion passed by acclamation.)

I. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

1. First Reading - An Ordinance to authorize the transfer by deed of Lot A-1, Block 36, Section A, of City Parking Lot Property to Wesley S. and Leonardene Wall. Councilmember O'Neal made a motion that Council accept this as reading one, seconded by Councilmember Ward. Motion carried.

J. MISCELLANEOUS BUSINESS

Councilmember Smiley asked if the repairs had been made to the handicapped dune walkover. Mayor Bunch replied that the repairs had been completed.

Councilmember Smiley further inquired as to whether the City had come to terms with Mrs. Brandt on the proposal to construct a handicapped parking area access in front of her house to provide parking for the handicapped using the dune walkover at 21st Avenue. Mayor Bunch responded that the encroachment permit authorizing the parking lot was conditional upon obtaining the Brandt agreement and so far Mrs. Brandt had not been willing to give agreement to the plans.

Mayor Bunch stated that she had received a letter from the Charleston County School District expressing their interest in the Sullivan's Island School and a list of items they will take immediate steps to improve the condition of the school.

Mayor Bunch commented that the Exchange Club of the Isle of Palms had asked Council to select a worthy person to receive its Book of Golden Deeds award.

Councilmember O'Neal stated that the Exchange Club had reinstituted a program - "So Proudly We Hail" to recognize the people who fly the American Flag, and has asked for a nomination for this award. Councilmember Smiley commended the Exchange Club on how much good they had done for the community.

Mayor Bunch reported that she had received a letter from Charlie Way, President of the Beach Company, which included a copy of the Preliminary Engineering Report on a Reverse Osmosiaus Water

Treatment Plant for the City of Isle of Palms. The Mayor invited Councilmembers to read this report.

Mayor Bunch stated that she had received a letter from Mayor Bourne soliciting Council's support in the form of a resolution to encourage the people to vote for the referendum to apply for five million dollars for the coliseum. Council decided not to express an opinion on the matter.

Councilmember Murph made a motion that Council go into Executive Session, seconded by Councilmember Calhoun. Motion carried.

Mayor Bunch stated that Executive Session would be held to consult with Council and the City Attorney on property purchase and contractual matters.

Councilmember Ward made a motion to come out of Executive session, seconded by Councilmember O'Neal. Motion carried.

Councilmember Murph made a motion that Council accept a four wheel drive vehicle if it is offered by Gene Reed Chevrolet to be used by the Fire Department. Motion seconded by Councilmember Orvin. Mayor Bunch asked for a roll call vote: Calhoun - yes; Murph - yes; Swanson - abstained; Smiley - yes; O'Neal - yes; Orvin - yes; Ward - yes; Mayor Bunch - no.

Councilmember O'Neal made a motion that the Council authorize the Mayor to offer a contract to the owner of the beach front property for the restrooms and go forward with the negotiations, seconded by Councilmember Murph. Motion carried.

Motion to adjourn was made by Councilmember Murph, seconded by Councilmember Ward. Motion carried.

Carmen R. Bunch

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch
Mayor

Date

The marsh setback ~~ordinance~~ protection was not acted upon due to time and the need for Ways and means to begin their meeting.

The meeting adjourned at 7:39 PM

[illegible]
Engrossed Bills

PUBLIC WORKS COMMITTEE

The Public Works Committee met November 30, 1988 at 6:30 PM. Attending were Councilpersons Smiley, Orvin and McDonald. Absent was Superintendent Parrish.

The leaf problem was discussed along with Councilmember Orvin speaking on the swimming pool. Because of the absence of Mr. Parrish the meeting was adjourned.

Respectfully submitted,

Leo B. McDonald
Chairman

ISLE OF PALMS PLANNING COMMISSION
11/30/88

ATTENDING: Lonnie Moyer, Guy Taylor, Geoffrey Woodard, Hugh Morrow, Sandy Sandeford, Ned Oakley, and David Cantey.

The meeting was called to order at 5:35 p.m.

PUBLIC HEARING
1. Request to amend the Zoning Code of the City of Isle of Palms to regulate the cutting and removal of trees.

Mr. Cantey gave an overview of the proposed ordinance (copy attached He then summarized the key provisions including:

1. A permit would be required to remove anything included in the definition of "tree".

2. An applicant for a building permit would have to justify the sit plan in order to remove any trees.

3. Replacement trees would be required if 20 trees per acre could not be maintained. Applicants would have to plant to 20 trees per acre in cases where 20 trees per acre were not located on the parcel.

6. Replacement trees would be required to remove dead or diseased trees.

7. Significant trees (30 inches or greater in diameter) could be removed only for utility extension and irreparable financial los

Ms. Moyer opened the meeting to the public for comments.

Larry Spear of 2306 Hartnett Boulevard stated that the city should not control how an owner landscapes his property. Some people would be encouraged to remove trees prior to the trees reaching the regulated size

Ms. Moyer stated that the 20 trees per acre requirement would mean 4 to 5 trees for most property owners.

Kathryn Carroll of 3403 Palm Boulevard stated that she had removed a dead palm tree and would not want to replace it.

Mr. Sandeford stated that he was concerned with the mechanics of the ordinance. He questioned requiring citizens to meet the 20 per acre. Th existing trees on the property should be used as a standard.

Mr. Oakley objected to the replacement of dead trees. He suggested that the definition of tree be increased to 8 inches. This size tree would require someone other than the homeowner to remove it.

Mr. Taylor stated that a great deal of information would be required to receive a permit.

Ms. Moyer stated that the ordinance should have provisions for catastrophes. She then closed the public comment portion of the meeting.

Ms. Moyer suggested that the commission review the proposal.

Dr. Woodard stated that certain types of trees such as palms, palmettos, and pines should be exempt.

Ms. Moyer suggested that the definition of tree be increased to 8 inches in diameter.

Mr. Taylor stated that an ordinance should only include hardwoods, not include residential property, and not include wording that suggests that trees be a justification for variances. He motioned that the proposal be rewritten and simplified; seconded by Mr. Sandeford. Motion carried. The commission directed Mr. Cantey to prepare an ordinance for the next meeting.

PLATS

1. Acreage Plat showing Tract "B", B lock "U", Parcel 1A, 1B, 1C, ID, IIA and IIB, Pelican Bay.

Foster Clark stated that the purpose of the plat was to designate the ponds and open space in separate parcels.

Mr. Oakley motioned for approval; seconded by Mr. Sandeford. Motion carried.

The meeting adjourned at 6:30 p.m.

David Cantey

SPECIAL CITY COUNCIL MEETING
September 28, 1988

Mayor Bunch called the meeting to order at 7:00 p.m. Present were Councilmembers Calhoun, McDonald, Murph, O'Neal, Smiley, Orvin and Ward, Mayor Bunch and Administrator Williams. Absent was Councilmember Swanson.

Mayor Bunch stated that Council had before them a transcript of the August 24 Council Work Session and also a letter dated September 26 to Chief Norman Allen to be signed by Council commending the Police Department on its outstanding performance during the past year and endorsing Council's support of the Police Department.

1. Second Reading - Ordinance 1988-28, an Ordinance to amend Section 5-2-19 of the Isle of Palms Code of Ordinances; FEMA Regulations.

2. Second Reading - Ordinance 1988-29, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

3. Second Reading - Ordinance 1988-30, an Ordinance to amend Section 5-2-19(5)(h)(2) of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

Councilmember Murph made a motion that Council suspend the rules of order and procedure to omit reading verbatim Ordinances 1988-28, 1988-29 and 1988-30 and read by title only. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember Murph made a motion that Council accept Ordinances 1988-28, 1988-29, and 1988-30 as second reading by title only. Motion was seconded by Councilmember Smiley. Motion carried.

4. Third Reading - Ordinance 1988-25, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

5. Third Reading - Ordinance 1988-26, an Ordinance to amend Section 5-2-18 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

Councilmember Murph made a motion that Council suspend the rules of order and procedure to omit third reading of Ordinances

1988-28, 1988-29, and 1988-30 and that Council ratify Ordinances 1988-28, 1988-29, 1988-30, 1988-25, and 1988-26. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember Calhoun made a motion that Council suspend the rules of order and procedure to hear a resolution not on the agenda to support Sullivan's Island School, seconded by Councilmember Murph. Motion carried. Councilmember Smiley made a motion that Council accept the resolution to support Sullivan's Island School, seconded by Councilmember Murph. Motion carried.

David Creech of Cummings & McCrady stated that he had met with Administrator Williams, Fire Chief Britton and Superintendent Andy Parrish the previous Tuesday and that his firm had begun the schematic design of Public Works. Mr. Creech said that the grade problems for the fire station for rear ingress and egress could not be worked out on the present site and that the point that needed to be decided by Council was whether or not to proceed with a fire station that is backed into or consider another site.

Councilmember McDonald made a motion that Council authorize Cummings & McCrady to draw the plans for the fire station with engines being backed into and also to draw plans for the Police Station. Motion was seconded by Councilmember Orvin. Motion carried.

Councilmember Smiley made a motion that Council authorize the detailed drawing of the Public Works Department, seconded by Councilmember Murph. Councilmember Ward stated that it was his wish that the back buffer not be touched. Mayor Bunch called for the question. Motion carried.

Mr. Beaman stated that he would have the schematics ready in 3 weeks for Council's approval.

Councilmember Murph made a motion to adjourn, seconded by Councilmember McDonald. Motion carried.

Carmen R. Bunch

Nellie S. McDuffie Clerk-Treasurer	Carmen R. Bunch Mayor

Date

Original mailed to East Copper 3/7

WHEREAS, the parties desire herein to provide that Buyer shall have the right to purchase water from the Seller, at such time as a consolidated water supply system is operational.

NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is agreed as follows:

FIRST: Seller agrees to furnish potable water to the Buyer at a point of delivery to be designated by the Seller. Such water supply shall be available and in effect within a reasonable time after the Seller has initiated operation of its water supply system and the Buyer has committed to purchase its potable water requirements from the Seller.**

SECOND: Buyer shall be responsible for all costs and expenses to tie in to the water supply system of the Seller at the point of delivery.

THIRD: Buyer acknowledges that Seller has the right and authority to set its rates and charges from time to time reflecting changes in the conditions and costs. Seller agrees to charge the Buyer the lowest rate possible for similar customers within the wholesale customer classification, but in no event shall the charge to Buyer exceed one hundred ten (110%) percent (ten percent above cost) of the Seller's wholesale cost of the acquisition, transmission and treatment of water to be provided the Buyer.

FOURTH: This contract shall not be assignable nor transferable to any other person or entity without the prior written consent of the Seller.

FIFTH: This contract shall be limited by and subject to the terms and conditions of water supply agreements entered into by the Seller in order to

**See Amendment to FIRST - Attached

AMENDMENT

In recognition that engineering and construction activities may be required in order to provide such service, the parties commit and warrant, within one year after the Buyer has committed to purchase its potable water requirements from the Seller, to initiate engineering and neccessary pre-construction activities leading to the provision of water service to the Buyer.

acquire, improve, expand or develop the water resources of the consolidated water supply system.

SIXTH: At such time as the water supply system of the Seller is operative and the Buyer requests that water be supplied to the Isle of Palms, then, at that time the parties agree to enter into further agreements which shall govern the supply of water taking into consideration the final design of the system and such rate and engineering studies as are available at that time.

IN WITNESS WHEREOF, the parties hereto, acting under the authority of their respective governing bodies, having caused this Contract to be duly executed, in duplicate, each of which is considered to be an original, thereby binding themselves, their successors and representatives for the faithful and full performance of the terms and provisions of this Contract, individually, jointly and severally.

IN THE PRESENCE OF:

____

____

____

____

EAST COOPER WATER AUTHORITY

BY: ____________________
GEORGE B. RAST, CHAIRMAN

CITY OF ISLE OF PALMS

BY: Carmen R. Bunch
CARMEN R. BUNCH, MAYOR

ATTEST: ____________________

WATER SUPPLY CONTRACT

BETWEEN

EAST COOPER WATER AUTHORITY

AND

CITY OF ISLE OF PALMS

THIS CONTRACT for the sale and purchase of potable water entered into this _________day of _________________, 1988, between the EAST COOPER WATER AUTHORITY, hereinafter referred to as "Seller," and the CITY OF ISLE OF PALMS, hereinafter referred to as "Buyer."

W I T N E S S E T H:

WHEREAS, Seller is a statutorily constituted public body corporate and politic pursuant to Title 6, Chapter 25, of the Code of Laws of South Carolina, 1976, as amended, which was issued a Corporate Certificate by the Secretary of State of South Carolina on July 9, 1986;

WHEREAS, Buyer is a municipality duly constituted under the laws and the Constitution of the State of South Carolina; and

WHEREAS, Seller is seeking to organize and operate a consolidated water supply system which will provide a high quality and reliable source of water to its members and customers; and

WHEREAS, the Buyer is a member of the EAST COOPER WATER AUTHORITY and has supported the efforts of the Seller to organize a consolidated water supply system; and

WHEREAS, the Seller has requested the Buyer to withdraw from membership so that the first phase of its water project can be implemented in the Mount Pleasant area; and

For example, V. Stutts is not to be paid for this supervising. Her work schedule should be changed to cover this type of activity.

RECREATION STANDING COMMITTEE

The meeting was held on Monday, December 5, with all members attending, the Director and Mayor Bunch.

There was no Commission report, since the meeting was not held due to the lack of attendance.

The Director made her report. See attached. Some of the highlights were the Babysitting Clinic for which certificates were given. Mrs. Leopold was asked to supply us with a list of those who were certified. Our Island team was the East Cooper champion. Walks for Adults are being held on Tuesdays at 10:00. A Turkey Shoot was held for three age divisions. Many thanks to the VanThullenars of the Sea Island Piggly Wiggly for donating turkeys. The Christmas dance was cancelled since the D.J. did not show. The Christmas tree will be decorated on December 9th and Santa Claus will be at the playground on December 17 at 10:00. There is now competition being held for the official Christmas card for the Recreation Department.

Mrs. Leopold was asked to use a simple wooden sign placed along Palm to announce coming events. This will be movable and replaceable. She was also requested to take a hard look at the work schedule and make work assignments so as to avoid as much duplicity as possible. The Chairman asked Mrs. Leopold to let the Committee know when she had found the workshops which she planned to attend in the upcoming months.

Mrs. Leopold was asked to meet with Mark Williams on the different insurance policies being used by other Recreation Departments.

The Committee members, Mayor & Director were asked for any further business.

There being no other discussion, the meeting adjourned.

Sincerely,

E R Smiley

Elizabeth R. Smiley

RUN FOR THE RAINBOW

TO BENEFIT THE UNITED WAY

1 • 9 • 8 • 8

Pizza Hut. 4 WCIV

Saturday, December 3, 1988
8:30 A.M.
Isle of Palms Recreation Center
28th Street
Isle of Palms
Charleston, SC

Pizza Hut and WCIV-TV proudly present the 3rd Annual Run For The Rainbow, a 10 kilometer and 1-mile Fun Run on Saturday, December 3, 1988.

The 10K begins at 8:30 a.m. at the Isle of Palms Recreation Center with the Fun Run immediately following at 9:30 a.m.

Awards will be given to the top three male and female winners overall in the 10K race. Runners will also compete for the top three places in the following male and female age groups:

15 & under	30-34
16-19	35-39
20-24	40-49
25-29	50 & over

In the Fun Run, the top three male and female winners 15 and under will receive awards. However, persons of all ages are eligible to run. Plaques will be presented to each winner.

Parking

Park at the City Municipal parking lot on Ocean Blvd., across from the Windjammer. Transportation will leave for the starting line beginning at 6:30 a.m. through 8:00 a.m. After the race, transportation will return the runners to the parking lot between 9:30 & 11:30.

Race Highlights

- T-shirts for all race participants in runners information packets
- Detailed course description in runners information packets
- Split times throughout the course
- Medical aid station at finish
- Water at start, finish and along course
- Free pizza, soft drinks and beer for runners immediately following race at the Windjammer
- Awards ceremony immediately following race

All race entry fees will be donated to Trident United Way. We encourage your support of this organization with your participation in the Run For The Rainbow.

Registration Information

Runners are requested to register in advance by completing the attached application/waiver and mailing it, along with a check or money order for $8.00 to the address listed below. Pre-registration applications must be post-marked no later than November 28, 1988.

Runner information packets, including T-shirts, can be picked up race day at Isle of Palms Recreation Center between 7:00 a.m. and 8:00 a.m.

Late registration will be accepted at Isle of Palms Recreation Center from 7:00 a.m. to 8:00 a.m. on race day. Entry fee during late registration will be $10.00.

Additional registration forms are available at all participating Pizza Hut® restaurants, WCIV-TV, Highway 703, Mt. Pleasant and other area sporting goods stores.

For additional information on Run For The Rainbow, contact Dave Clark, High Energy Sports, (803) 881-4518.

Trident United Way

Trident United Way is a year-round organization supporting 42 community service organizations.

The United Way works for all of us because all United Way agencies are available to assist you, your friends, your family and your neighbors in time of need.

United Way

Run For The Rainbow Entry Form

(Please Print)

Last Name ____ First Name ____

Address ____ Apt. No. ____

City ____ State ____

Zip ____ Phone Number ____

Last Name (Emergency Contact) ____ First Name ____

Phone Number ____

Female ____ **Male** ____

Age on race day ____

Race: 10K ____ **Fun Run** ____

T-shirt size:
(Please check one)
Small ____
Medium ____
Large ____
Extra Large ____

Mail completed entries* to:
Run For The Rainbow
c/o High Energy Sports
320 West Coleman
Mt. Pleasant, SC 29464

Make checks payable to:
Trident United Way
Please do not send cash.

Pick up runner information packets and T-shirts at:
High Energy Sports
November 30, December 1&2
10:00 a.m.-7:00 p.m.
Isle of Palms Recreation Center
December 3, 1988
7:00 a.m.-8:00 a.m.

***Waiver must be signed before entry will be processed (see back of entry form).**

SPECIAL MEETING OF CITY COUNCIL, October 26, 1988
Re: Zoning Map & Master Plan

PRESENT: Council Members Smiley, Ward, McDonald, Orvin, Swanson, and O'Neill; Mayor Bunch; Consultant David Cantey, and Ed Fellabon, Chairman of Board of Adjustment.

The Planning Consultant, David Cantey, had been requested to assist in preparing a comprehensive master plan for the City. The Planning Commission reviewed the existing zoning and proposed changes.

The Planning Commission proposed to recognize the marina area as a general commercial area, citing the area from 10th to the ocean, up to the existing shopping center area, and proposing it as a general commercial area. The Commission looked at areas in the general vicinity on Palm Blvd. and decided to propose a very limited type commercial district from 11th Avenue down Oak Harbor, including the existing municipal property to the shopping district. This is presently zoned as residential.

Also the Commission proposed a new commercial classification on the existing property on the other side of the shopping center (cleaners) and recommended it as a new commercial area. The first recommendation was to provide the existing parking lot at the marina area to show some residential in what was the existing PRD area across from 41st St.; subsequently, the PC recommended changing the entire area from 41st to Wild Dunes to a general commercial district.

Mayor Bunch reminded the Council that the zoning recommendations under consideration have made that change, after the public hearing was held; therefore, no change was made in the above district. Except for a few small buildings that look like tourist buildings at the end of 12th St., this is the place she would favor a change in zoning change in order to provide an incentive to improve the property.

Mr. Cantey pointed out the recommended areas for rezoning. He further defined the proposed classifications: instead of the U-1 single family which provides for 8,000 sq.ft. for an interior lot and 7500 sq. ft. for a corner lot, the proposal is for having two single-family classifications -- SR-1 providing a minimum lot size of 10,000 sq.ft. and SR-2 requiring a minimum of 8,000 sq.ft. In order to subdivide an existing lot, the owner would need a 20,000 sq.ft. parcel in the SR-1 category. SR-2 would need a 16,000 sq.ft. before subdivision could be allowed.

The Commission would recommend a general commercial designation for the existing oceanside condominium. It also recommended zoning the existing city property as Limited Commercial, per the Master Plan.

The general shopping area would be Commercial. The other area proposed for limited commercial which consist of residential properties from 11th on down ought to remain Single Family. Property adjacent to the cleaners would remain Single Family, not to be rezoned at this time.

Another area proposed as general commercial is the existing developed area at 41st. St. and Wild Dunes. The Wild Dunes section would remain PRD. That area from Waterway to the ocean and any critical adjacent area would be a conservation area.

In reply to a question from Mrs. Smiley, it was stated by Mr. Cantey that none of the Single Family zoning was being proposed for change. Any such proposal would have to go before a public hearing set by the Planning Commission.

Reference was made to An Ordinance to Amend the City of IOP Zoning Ordinance as distributed to the Council.

Highlights of the changes proposed include rezoning the present dental office at 21st & Palm Blvd. back to Single Family. The existing zoning is U-3, which allows almost any kind of commercial type development. The new zone would be SR-1, S/F. Another rezoning change would affect the existing golf course area presently U-4 Special Permit; the Commission recommended rezoning to SR-1, S/F, providing for 10,000 sq.ft. minimum lot. The elimination of the U-4 classification was also proposed.
The dental office would remain in operation, but any type of expansion would have to go to the Board of Adjustments for review. If abandoned over a period of one year, the property would revert back to S/F. The property could be sold to another dentist, as long as it remains the same type business.

The Planning Commission reviewed the difference between a hotel (commercial) and condominiums and/or apartments (actually considered residential use). Two definitions were proposed:
one for a multi-family dwelling which covers apartments and condos, as multi-type use other than as a one or two family dwelling or approved dwelling (church/retreat house). The definition of hotel would be a motel, tourist court, lodge, bed and breakfast, or such buildings intended to provide sleeping accommodations for guests. The criteria to distinguish between hotel and M/F dwelling are:

HOTEL

A majority of units have individual kitchen facilities and no common dining room exists.

Residency would be less than 90 days by transient guests and would be available to the public.

A hotel is presumed to be a facility operated under a single ownership regime.

MULTI-FAMILY

A majority of occupants would be residents for more than 90 days.

Where units are individually owned, the facility will be presumed to be a Multi-Family dwelling, irrespective of the existence of a management rental or maintenance regime serving the individually owned units.

Under this proposal the Sea Cabins and nearby condos will be considered a non-conforming use.

Council recommended further study of the court case which the City lost in this connection. The consultant noted that previous cases of this type were lost because the municipality had not designated specific areas for specific purposes such as condos and there had been no master plan. The existing ordinance was written to designate all the area around the Sea Cabins as commercial, with allowance for the multi-family use for the Sea Cabins. If destroyed by a natural disaster, other than condominiums could be built only after approval by the Board of Variance. Another question was raised relative to the retreat house on 21st, if destroyed; under the new zoning it would be considered a group dwelling if reconstructed, but it could not be replaced by Multi-Family. In the absence of definitions, problems of interpretation either by the City or a court have occurred in the past and such problems would be forestalled by providing definitions.

The Planning Commission is proposing a new classification of "conditional use," e.g., at the present time a church or school can be placed in a S/F area. Such uses are proposed to be made conditional uses, reqiring specific approval by the Planning Commission. See the complete definition contained in the Ordinance. Mr. Cantey referred to Sec. 4, Development Standards, which pertained to the 40' height restriction.

Sec. 5, 4.13 contains a new proposal: (B) Frontyard setback requirement for dwellings shall not apply on any lot where the average setback of existing buildings located within 100 feet each side within the same block, fronting on the same street, is less than the minimum required front yard setback. In such cases the setback on such lot may not be less than the average setback of the aforementioned buildings.

In the area of front beach property from Ocean Beach down to Wild Dunes, the City does not have a present requirement as to the minimum width of roads. The Commission proposed a 50' right of way, exclusive of any critical area.

Other sections (H, I and J) deal with separation requirements for curb cuts, access drives. An example cited was the area in front of the City Hall where we have intermittent curbs. If any of these properties were to be re-developed, restrictions should be placed on curb cuts. The Highway Department has been asked for assistance in studying this. In Section E, the intent is to address the problem of obstructing vision of oncoming car traffic by giving the City authority to move a fence or other obstruction. Hydrants must also be unobstructed by plantings installed by private property owners.

Existing permitted accessory uses: under A, Sec. 2 -- shed or toolrooms, tractor trailer cannot be used as a shed. Under B a similar restriction is provided. Under C, re two-car garage, height and side requirements should be specified; at present time there is no maximum footage set. Accessory building still cannot be built if it results in covering more than 40% of the property.

Conditional uses that could be approved by the Planning Commission were specified by reading of the proposed ordinance. A question was raised by Councilmember Smiley re notifying the neighboring property owners of major building changes -- she recommended retaining the need for such notification. The consultant noted a lot of administrative time was expended by this requirement presently. Some communities merely require posting a notification, allowing for attempts to notify affected neighbors without legal responsibility for accomplishing same. Ms. Smiley favored retaining the notification process, ensuring sufficient notice. Any major rezoning proposal would require a public hearing, noted the consultant.

Contemporary Uses: reading of new section provided by the consultant. This would give the City control by providing minimum requirements for Light Commercial, such as a carnival.

The Mayor asked about zoning bordering any governmental building. Typically a governmental building is not considered a commercial use.

Proposed new use districts, sec. 4-5-21, SR-1 (S/F), SR-2 (S/F), LC (Ltd. Comm.), GC (General Comm.), MF (Multi-Family Residential), PRD (Planned Res. Dev.), and CO (Conservation District). Requirements were delineated.

Conditional Uses requiring specific Planning Commission's approval include schools, church, public park and playgrounds, synagogue and other places of worship, fire and police stations, group dwellings and golf courses. Customary uses were defined, affecting in-home businesses.

Minimum lot width or depth are not presently specified, as is now enforced by most municipalities. Subdivision of existing lots in established neighborhoods was addressed in the proposed revision: 70' width min., depth - 110', frontage 60' on a public street or 30' on a cul de sac. Fewer and fewer lots become available each year; establishment of minimum requirements would prevent more attempts at flag-shaped lots or a house being built behind an existing house. Minimum yard requirements: front yard - 30'; side - 10' and rear yard of 30'. Maximum height of 40'. Double-frontage lots shall be prohibited -- i.e., frontage on one street and frontage on another with a side yard, with streets on both sides of the house.

<u>SR-2 S/F District --</u>permitted uses similar to SR-1 district. Conditional uses same. Min. lot requirements: lot area for the SR-1 will be 8,000 sq. ft. Width - 60'. Lot depth - 90'. Lot frontage - 50' on public street, 30' on cul de sac. Minimum yard requirements: front - 25', side - 10', rear - 25', 40' height, and double frontage prohibited.

Sec. 16: Limited Commercial District defined: provides commercial uses compatible with residential neighborhoods while limiting the amount of square footage and lot coverage, etc. Nature of building construction was also specified.

Consultant pointed out that the present U-3 commercial zoning for the city does not have any setback requirements at all. The Commission proposes to include setback requirements for commercial, Gen. Commercial - front (25'), side (10'), rear (15'), frontage (20' on public street), max. height (40'), specified building exterior materials.

Councilmember Smiley questioned the 25' front setback. Existing development can build within that figure by computing the average of adjacent building frontages. Councilmember McDonald noted that he has never seen setbacks invoked in the 25 years he has been in the real estate business and he did not fully favor the imposition of this setback of 25'. Councilmember Swanson objected to this if it forced buildings closer to the ocean. The consultant observed that the proposed setbacks took into account fire ratings and were submitted prior to the fire district being created. Special requirements for present Front Beach commercial may require a new classification.

Min. lot size 6,000 sq.ft., min lot area for building 2,500 sq. ft., multi-unit density limited to 8 units per acre and more specifics desirable for multi-family projects were read by the consultant. Councilmember McDonald questioned the requirement for reserving 8% of a lot for recreation, if a 6-8 family building were to be erected. This had nothing to do with the living space, he believed.

Questions on density limitations were also raised.

PRD zoning requirements were delineated. Mayor Bunch asked the attorney to consider that, PRD having been removed from the zoning ordinance some time back, some acreage would be susceptible to rezoning for development beyond the desirable limits. Acreage requirement of 50 acres may not be enough. The attorney stated that a developer would have to come before Council for a zoning change to R-1; the PRD designation allows for a mix of residential units flexibility. Removing the PRD would not protect any present areas. Assuming that the existing PRD area will remain the way it is, one way to make it more difficult for other parcels to go the same way is to increase the acreage requirements. Creation of a new PRD is discretionary with the Council and a public hearing would become necessary.
The consultant and attorney recommended restoring the PRD classification. Raising the minimum acreage requirement was discussed.

Creation of a conservation district (Dewees, oceanside, intracoastal waterway, Hamlin Creek & Breach Inlet) is included proposed new ordinance.

The Mayor suggested a second reading of the proposed new ordinance at the November Council meeting. Another work session was projected to give all council members ample briefing before undertaking to pass the ordinance.

The Engrossed Bill meeting was scheduled for November 2, 1988 (6:00 P.M.) followed by the Ways and Means Committee meeting at 7:00 P.M.

A Second Reading draft #1 will be prepared, indicating the revisions in bold face type.

The Planning Commission, after developing the submitted ordinances, recommended some changes in the Non-Conforming Use provisions of the Zoning Ordinance which were drafted in a separate fashion. This will be presented in the Second Reading draft.

The Tree Ordinance was then reviewed. With 6 Council members present and representing a quorum. Complaints received

Ordinance has been prepared, and will be presented for reading at the next meeting. A 60-day moratorium on the cutting and removal of trees within the City was suggested to include certain criteria. The attorney distributed copies of the proposed emergency ordinance. Under State law, the Council is empowered to pass emergency ordinances for a period up to 60 days, after which they cease to exist and longer term legislation must be enacted. The definition of "tree" is standard, specifying a trunk diameter of 4". Exceptions being included -- first, if anyone currently has a building permit from the City, they can cut the trees if they are in compliance with interim guidelines to be adopted in conjunction with the emergency ordinance. In addition, if the applicant can show financial hardship due to being delayed in a building project, that may be a valid reason for exclusion. Removal of trees for installing water and waste water systems in the streets would be covered.

Trees can be cut if the density of 20 trees per acre is maintained; 5 trees for 1/4 acre is the new standard in common usage in S.C. jurisdictions. Another provision is a "big tree" category -- if 30" in diameter, a tree cannot be cut down regardless of its location, according to specified requirements. Dead or diseased trees can be cut down. Another provision involves replacement of trees and penalties for cutting a tree down without a permit.

Rules of order having been suspended by unanimous agreement, a motion by Councilmember Ward to pass the Emergency Tree Ordinance was seconded by Councilmember McDonald and passed unanimously.

Meeting was adjourned.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch

Carmen R. Bunch
Mayor

January 11, 1989

Date

SPECIAL CITY COUNCIL MEETING

October 19, 1988

Mayor Bunch called the meeting to order at 6:45 P.M. Present were Councilmembers Murph, Smiley, O'Neal, Orvin, Ward, McDonald, Mayor Bunch, Administrator Williams, Clerk-Treasurer Nell McDuffie, Lisa Greenway.

1. Second Reading - Ordinance 1988-31, an Ordinance to Authorize the Transfer by Deed of Lot A-1, Block 36, Section A of City Parking Lot Property to Wesly S. and Leonardene Wall.

Councilmember Ward made a motion that Council accept the reading of Ordinance 1988-31 as written and seconded by Councilmember Murph. Councilmember O'Neal pointed out a correction on the size of the parcel of property which should read .2459 acreas instead of .02459 acreas. Councilmember Smiley reiterated the fact that the money paid for this property would be placed toward the debt of the property.

Councilmember Ward made a motion that Council accept the second reading of Ordinance 1988-31 with an amendment that the acreage should read .2459. Motion was seconded by Councilmember Murph and carried unanimously.

Councilmember Murph made a motion that Council suspend the rules of order procedure to waive the third reading of Ordinance 1988-31. Motion was seconded by Councilmember Ward. Councilmember Smiley made a motion that Council ratify Ordinance 1988-31. Seconded by Councilmember Murph and carried unanimously.

2. First Reading - Ordinance 1988-32, an Ordinance Authorizing the Transfer by Deed of One Parcel of the City's Beach Parking Lot to the City, Under Restriction.

Councilmember McDonald made a motion that Council accept Ordinance 1988-32 as first reading by title only. Motion was seconded by Councilmember Smiley. Motion carried.

On discussion, Councilmember Smiley informed the Council that she would not be able to vote for Ordinance 1988-32 as written. She stated that she would change her vote if the Ordinance could be re-written to show that the money granted for this property would not commit the City to utilizing the restricted parcel of property as parking lot use only.

Councilmember Smiley went on to state that it was her understanding that the $50,000 the City has received from South Carolina Parks, Recreation and Tourism Department had been pledged for development of public restrooms.

She was told that the $50,000 received had been for the acquisition of parking lot property. Smiley went on to express concerns about how the City would be imposing restrictions on the use of the property. She wanted nothing to express that the City had bought the property to be used as a municipal parking lot. It was explained that the deed restrictions being imposed with passage of the ordinance would prohibit the City from changing the use of this property without the consent of PRT.

Mayor Bunch reminded Councilmember Smiley that the City was only restricting one of the two parcels purchased from the Beach Company. The Mayor stated that she had been assured by PRT officials that beach access was first priority of PRT and that additional funds are expected to be made available. She suggested that the City could turn around and sell the property to PRT if it was necessary.

Councilmember Murph asked for a clarification on the grants for purchase of property designated for the restrooms and the restrictions listed under the Ordinance. Mayor Bunch stated that the City was receiving $50,000 from PRT for the acquisition of the parking lot. Another $29,500 had been received from S.C. Budget and Control Board and another $25,000 was pending from PRT for acqusition of the parking lots. Also noted was $75,000 in accommodation tax funds for the public restroom facilities by City Council.

Mayor Bunch asked that Councilmembers suggest any changes in wording for the second reading of Ordinance 1988-32.

Councilmember Smiley made a motion that the Special City Council Meeting minutes of September 28, 1988, be approved by Council, seconded by Councilmember Murph. Motion carried.

Mayor Bunch requested David Creech of Cummings & McCrady to make his latest presentation on the new Municipal Complex to the City Council. David Creech stated that at the last meeting the architects had decided to go back to the drawing board and develop further the fourth concept in which 13th Avenue would remain open. He presented the sketches showing the recommended changes that were discussed during the meeting with Fire Chief Britton and Public Works Superintendent Andy Parrish and added that he planned to meet with Police Chief Allen to discuss the Police Department's requirements at a later date.

Mr. Creech presented the elevation sketches and proposed construction consisting of concrete block with tabby stucco for the Police and Public Safety buildings. Mayor Bunch asked if the Public Works building would be a pre-fab metal building. Mr. Creech stated that due to the harsh climate and corrosion factor on the island, he would not recommend a metal building. He suggested, however, that the roofs for the buildings be of metal construction which would be more expensive, but in the long run more economical. No decision was made on composition of the roof.

Mr. Creech explained the parking spaces layout for the Police and Public Safety buildings and stated plans for these buildings described off of Oak Harbour Road. Discussion followed on this aspect of the plan in light of Council's objection to use of the rear of Oak Harbour as parking. Mr. Creech advised that the parking spaces could be re-designed in order to keep the majority of traffic off of Oak Harbour Road. Councilmembers Smiley and Murph recommended closing 13th Avenue.

Mayor Bunch opened the meeting to concerned neighbors of the project site. Numerous objections were made by neighboring residents to the layout of the buildings and property parking arrangements. After considerable discussion Councilmember McDonald and other councilmembers continued to be concerned about specific costs for the Public Works and Fire Department and Police facilities.

Mr. Creech maintained that he did not have enough information on the types of material to give a definite estimate on the Fire and Police Buildings but had done enough work to estimate a cost in the range of $60-$70 per square foot for the Public Works facility.

Councilmember Ward made a motion that Council authorize Cummings & McCrady to proceed with final designs for the Public Works building. Motion seconded by Councilmember Murph and carried unanimously.

Councilmember Murph made a motion to adjourn, seconded by Councilmember Ward. Motion carried.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk-Treasurer

Carmen R. Bunch

Carmen R. Bunch
Mayor

Date

MEETING: Regular City Council Meeting
Isle of Palms, SC

PLACE: City Hall

DATE/TIME: October 12, 1988

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 P.M. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation by Mayor Bunch. Present were Councilmembers Calhoun, Murph, Swanson, Smiley, O'Neal, Orvin, Ward, Mayor Bunch, Attorney Dreyfoos, Administrator Williams, Clerk-Treasurer Nell McDuffie and Lisa Greenway.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of August 17, 1988 - Councilmember Swanson made a motion to suspend the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember Murph. Motion carried.

2. Minutes of September 14, 1988 - Councilmember Swanson stated that she would like to make a correction to the minutes under Reports from City Officers, Boards or Commissions-Planning Commission, reflecting that she voted no to the motion made to accept the submitted final plat.

Councilmember Swanson stated that she would like to make a correction to the minutes under Miscellaneous Business. She asked that the minutes reflect that the motion carried with two negative votes from Councilmember O'Neal and Councilmember Swanson.

Councilmember Smiley stated a correction to the minutes under the same motion reflecting the Commerce Association would recommend the location of the spaces for loading zones rather than decide the location of the spaces. Councilmember O'Neal stated the minutes were correct as written and Councilmember Smiley withdrew her correction.

Councilmember Smiley stated a correction to the minutes reflecting a motion was made indicating that Council did not come out of Executive Session.

Councilmember Smiley stated a correction to the minutes under Recreation Committee Report reflecting that she pointed out the three dollar parking fee was not a committee recommendation.

Councilmember Murph made a motion to accept the minutes as corrected, seconded by Councilmember O'Neal. Motion carried.

C. CITIZENS COMMENTS

1. Don Stone - spoke to Council representing the Isle of Palms Commerce Association and wanted to comment on the progress the Mayor and Council had made on obtaining the site for the restroom facilities on the front beach. He stated the Commerce Association wanted to encourage Council to continue their support for this facility. Stone said it was his understanding that in order for the City to acquire a front beach site from the Beach Company, the Commerce Association would have to endorse the project which he advised Council that he had done. He expressed his concern about having the facility completed by Easter, the start of next beach season. He suggested that as much work be completed as possible simultaneously to insure early completion and advoiding any possible loss of grant funds.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means Committee

Councilmember Ward reported to Council that the committee reviewed the month end statement during their meeting and Administrator Williams mentioned that money would have to be spent in the near future for cleaning up some of the vacant lots. A dollar figure was not discussed at that time.

Councilmember Ward stated that he had asked Administrator Williams about getting some of the monies from Accommodation Tax in line items under the General Fund and transferring it so the budget figures do not look so far out of line as in Lease Vehicle/Fuel and Oil. Administrator Williams stated there would be some adjustments on the October statement reflecting these changes.

Mayor Bunch spoke to Council on the behalf of Nell McDuffie, the Clerk of Council. Mayor Bunch commented that Nell had been employed with the City for fourteen years and had each monthly statement prepared promptly with no exceptions. She added that the statements are required by the City's auditors and they are available to anyone upon request.

2. Police and Public Safety

Councilmember Murph reported to Council that the committee met with Chief Allen and Chief Britton. He stated the monthly report was reviewed and Chief Allen commented that the loading zones on the front beach area would be moved during the off season. A motion was made in the committee meeting to this effect and was approved to leave the loading zone to the discretion of the Chief.

Councilmember Murph reported that the department is working up a job description for a juvenile officer and hope this will be ready in the next few months.

Councilmember Murph reported that Officer Kimball graduated from the Police Academy as one of the top in his class. Officer Kimball needs to be commended for his achievement.

Councilmember Murph reported that on Saturday, October 15th, a Nickel Carnival will be held at the Recreation Department sponsored by the Exchange Club. He stated the Police Department will have a display set up for bike registration.

Councilmember Murph reported that the Chief had received a grant for the computer the Police Department has now. It will be connected with the computer at Charleston County Police Department, which would give us access to the County as well as the State.

Councilmember Murph reported that the Chief was looking into purchasing rental cars instead of new cars. Administrator Williams commented that the Chief was considering leasing the cars and would be putting some numbers together to compare. Mayor Bunch stated that she had spoken to the Chief and to the City's mechanic, who had been looking at cars for the purpose of purchasing and had found some for $7500.00. Councilmember Murph stated that these cars would be used by administrators for every day use and not for patrol cars.

Councilmember Murph reported that the committee voted to change two of the No Parking Signs at the end of 25th Avenue, from No Parking to 30 Minute Parking so as to allow the island residents access to the water to put out their minnow traps. He stated that the Chief had checked with the Highway Department and gotten permission to make the change.

Councilmember Murph reported that Chief Britton gave the monthly fire report which was discussed by the committee. He stated that Mr. Graham with the EMS is studying a program to allow the EMT's to train along with the Paramedics. He stated that Chief Britton had requested that the Paramedic Program be implemented again next season. He reported the volunteer's had purchased two portable pumps to be used in the event of a boat fire or a fire on one of the adjoining islands and that the Fire Department was trying to set up a program to work with the Recreation Department in starting a Fire Prevention Program.

Councilmember Murph reported that the committee went into Executive Session to discuss personnel matters. He reported that no further business was undertaken in Executive Session; the committee came out of Executive Session and adjourned.

Councilmember Murph commented on the recent drug raid and stated that all of the policemen along with the Chief should be commended for cracking down on this problem.

Councilmember Murph asked again for any discussion on the No Parking Loading Zone. Mayor Bunch stated that several months ago front beach businessman, Tom Gear, had requested that the City approve a number of passenger unloading spaces for patrons of front beach businesses. This request was considered in conjunction with previous discussion as to whether or not the enforcement of the loading and unloading zones are still necessary in the off season.

Mayor Bunch stated that concerning the Police and Public Safety meeting, she had noticed trucks doubled parked and not parked in the loading zone along the front beach. She stated that the loading zones were put there for a purpose and should be used for this purpose at all times.

She commented on the problem at 25th Street, and stated that after talking to some of the neighbors they would be willing to allow people to park in this area for short periods of time and police the area themselves. Mayor Bunch requested in writing permission from the Highway Department for the changes from No Parking to 30 Minute Parking. Councilmember Smiley asked for Mayor Bunch to clarify the explanation of the neighbors policing the parking area. Mayor Bunch stated that the neighbors were calling to report cars parking in the No Parking area and Councilmember Murph felt that the two 30 Minute Parking spaces would alleviate this problem.

Councilmember Smiley stated that she would like to bring up the danger with the shoulder of the road at the corner of 41st and Palm Boulevard. She reported that the Highway Department did get the crossover but the shoulder of the road was still needed to be marked.

3. Public Works

Councilmember Smiley reported that the committee recommended having notices distributed requiring all leaves and trash be put into bags to be picked up. She stated that all persons unable to do this due to physical disability would be exempt from this reqirement. Mayor Bunch reported that she had spoken to the attorney and he would be writing an amendment to the ordinance and present it to Engrossed Bills.

4. Engrossed Bills - No report

5. Recreation Committee

Councilmember Smiley reported that the committee had requested the Director to attend a workshop in Greenville but she was unable to attend. She reported that Pat Putz of the Recreation Department went in her place and came back with a lot of good ideas which she reported to the committee. She stated that the committee had asked Catherine Leopold to find a workshop of the same type and try to work it into her schedule.

She reported that the committee had discussed time schedules for the employees which was done incorrectly the first time and had requested that it be done for a second week.

Councilmember Smiley reported that a tennis tournament had been held between Isle of Palms and Sullivan's Island with eighteen participants which was a big success.

She reported that there had been a discussion on commission funds and which funds should go back into the General Fund. She said that the Mayor would check with the auditor to make sure the funds are kept correctly.

Councilmember Smiley reported on the coming events held at the Recreation Department. She reported the Nickel Carnival would be held this weekend and hoped that in the future it be planned to be less expensive. She reported that a Teen Dance would be held on October 22nd from 8:30 - 10:30 and the Halloween Party would be held October 29th from 6:30 - 8:30 she stated that donations would be accepted by the Director.

She reported to Council that time had run out for planning the "Island Marathon" and she felt this was a great loss to the community.

Councilmember Smiley ended her report with comments on how nice the grounds at the Recreation Department had been maintained and landscaped.

Councilmember Orvin addressed Mayor Bunch and Council in reference to the subject of the swimming pool. He asked Attorney Dreyfoos of any update on the study of the pool situation. Attorney Dreyfoos reported that he would have the information requested for the next regular City Council Meeting. Mayor Bunch asked that Councilmember Orvin get in writing a commitment on the liability insurance for the City.

Mayor Bunch stated there was a matter which needed to be brought up to Ways and Means but in order to expedite the issue, the vote needs to come to Council. She stated that Mr. Hal Colson of Resort Maintenance, 1030 Carolina Boulevard, has requested approval to transfer his license to his new address, 31 J. C. Long Boulevard. Councilmember Murph made a motion for this request to be granted. Motion was seconded by Councilmember Ward. Motion carried. Ward abstained.

E. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - No report

2. Planning Commission -

Mayor Bunch instructed David Cantey, City Planning Consultant, to proceed with introducing each plat to Council:

a. 1988-36: Property Line Abandonment, Property Owned by SCE&G 13th Avenue. Councilmember Murph made a motion that Council approve Plat 1988-36, seconded by Councilmember Ward. Motion carried.

b. 1988-37: Acreage Plat Showing Subdivision of Tract "G", Block "Z" into Tract "G", Block "Z", Parcel 1 and Tract "G", Block "Z", Parcel 2 Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-37, seconded by Councilmember Orvin. Motion carried.

c. 1988-38: Plat of a 11.24 Acre Tract Owned by Ocean Boulevard Properties. Councilmember Murph made a motion that Council approve Plat 1988-38, seconded by Councilmember Ward. Mayor Bunch clarified the plat to the Council. Councilmember Swanson made an amendment to the motion asking that a note be placed on the plat referencing the City Ordinance which prohibits seawalls, bulkheads, revetments. Councilmember Orvin seconded the amendment to the motion. Motion carried, plat approved.

d. 1988-39: Plat of Survey and Plot Plan Exhibit C Summer

House, Horizontal Property Regime Tract "E", Block "E", Parcel 3a, Wild Dunes. Mayor Bunch stated that the plat had been revised and submitted to Council in lieu of the original plat after the revised plat was submitted. Councilmember Murph made a motion that Council accept the revised plat 1988-39. (No second was offered).

Councilmember Smiley pointed out that the setback line was not shown on the plat nor was the City's policy statement prohibiting seawalls, bulkheads, revetments.

She went on to question the base line and dead zone lines for the area as established by the S.C. Coastal Council.

In a brief explanation Attorney Dreyfoos said the base line was established on a forty year erosion rate for the area and on the basis of Councilmember Smiley's concerns suggested that a note be placed on all ocean front plats that the erosion data used to determine the base line and setback line is provided by the Coastal Council.

Councilmember Swanson also expressed concern that the plat note about seawalls, bulkheads, revetments had not been placed on the revised plat. Because of numerous concerns, Councilmember Ward made a motion to table further consideration of the plat and was seconded by Councilmember Murph.

Councilmember Smiley requested that the plat be scheduled for discussion at the next Regular City Council Meeting rather than at any Special Council Meeting.

e. 1988-40: Conditional Subdivision Plat, Linkside Villas, Parcels a-c, Tract "E", Block "L", Lots 1-12, Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-40, seconded by Councilmember Ward. Councilmember Murph requested an amendment to his motion stating that Council accept the plat pending approval from the Fire Department and Public Works, seconded by Councilmember Smiley. Motion carried. Councilmember Murph made the motion that Council approve Plat 1988-40 with the amendment, seconded by Councilmember Smiley. Motion carried. Councilmember Murph's motion to approve Plat 1988-40 was withdrawn.

f. 1988-41: Plat Showing the Subdivision of Lot 4, Block "10" and a Strip of Land between Lot 4, Block "10" and Ocean Boulevard into Lots "4A" and "4B" Block "10".

Planning Consultant Canty advised Council that under the existing development standards the lot could be subdivided but that under proposed zoning amendments being considered by Council would not be enough area to be subdivided.

Councilmember O'Neal made a motion that Council approve Plat 1988-41, seconded by Councilmember Murph. Councilmember Ward asked for a roll call vote: Calhoun - yes; Murph - yes; O'Neal-yes; Orvin - no; Smiley - no; Swanson - no; Ward - no; Mayor Bunch - yes. Motion to approve Plat 1988-41 was a tie vote, motion defeated.

Mayor Bunch gave an explanation of her vote stating that this situation had come before Council several times before and she felt that Council should be consistent with their decisions. She recommended that Council hold a work session to change the zoning ordinance.

Guy Taylor, representative of the Planning Commission, was recognized by the Council. He stated that the Planning Commission had taken the proposed zoning changes into consideration but had approved the plat on the basis of it conforming to existing zoning ordinances.

Councilmember Ward made a motion to reconsider the vote, seconded by Councilmember Orvin. Motion carried.

Councilmember O'Neal made a motion that Council approve Plat 1988-41, seconded by Councilmember Murph. Motion carried.

g. 1988-42: Plat of the Subdivision of Lot "A", Block "36", Section "A", City of Isle of Palms. Councilmember O'Neal made a motion that Council approve Plat 1988-42, seconded by Councilmember Murph. Motion carried.

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

None

H. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Second Reading - Ordinance 1988-21, an Ordinance to adopt a Comprehensive Plan for the City of Isle of Palms.

2. Second Reading - Ordinance 1988-22, an Ordinance to amend the City of Isle of Palms' Zoning Ordinance.

3. Second Reading - Ordinance 1988-23, an Ordinance to adopt

a New Zoning Map for the City of Isle of Palms.

Councilmember Murph made a motion to Council to table all three bills until after the Planning Commission Meeting which will be specifically for this purpose. He recommended that the meeting be held in two weeks. Councilmember Smiley seconded the motion. (Motion passed by acclamation.)

I. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

1. First Reading - An Ordinance to authorize the transfer by deed of Lot A-1, Block 36, Section A, of City Parking Lot Property to Wesley S. and Leonardene Wall. Councilmember O'Neal made a motion that Council accept this as reading one, seconded by Councilmember Ward. Motion carried.

J. MISCELLANEOUS BUSINESS

Councilmember Smiley asked if the repairs had been made to the handicapped dune walkover. Mayor Bunch replied that the repairs had been completed.

Councilmember Smiley further inquired as to whether the City had come to terms with Mrs. Brandt on the proposal to construct a handicapped parking area access in front of her house to provide parking for the handicapped using the dune walkover at 21st Avenue. Mayor Bunch responded that the encroachment permit authorizing the parking lot was conditional upon obtaining the Brandt agreement and so far Mrs. Brandt had not been willing to give agreement to the plans.

Mayor Bunch stated that she had received a letter from the Charleston County School District expressing their interest in the Sullivan's Island School and a list of items they will take immediate steps to improve the condition of the school.

Mayor Bunch commented that the Exchange Club of the Isle of Palms had asked Council to select a worthy person to receive its Book of Golden Deeds award.

Councilmember O'Neal stated that the Exchange Club had reinstituted a program - "So Proudly We Hail" to recognize the people who fly the American Flag, and has asked for a nomination for this award. Councilmember Smiley commended the Exchange Club on how much good they had done for the community.

Mayor Bunch reported that she had received a letter from Charlie Way, President of the Beach Company, which included a copy of the Preliminary Engineering Report on a Reverse Osmosiaus Water

Treatment Plant for the City of Isle of Palms. The Mayor invited Councilmembers to read this report.

Mayor Bunch stated that she had received a letter from Mayor Bourne soliciting Council's support in the form of a resolution to encourage the people to vote for the referendum to apply for five million dollars for the coliseum. Council decided not to express an opinion on the matter.

Councilmember Murph made a motion that Council go into Executive Session, seconded by Councilmember Calhoun. Motion carried.

Mayor Bunch stated that Executive Session would be held to consult with Council and the City Attorney on property purchase and contractual matters.

Councilmember Ward made a motion to come out of Executive session, seconded by Councilmember O'Neal. Motion carried.

Councilmember Murph made a motion that Council accept a four wheel drive vehicle if it is offered by Gene Reed Chevrolet to be used by the Fire Department. Motion seconded by Councilmember Orvin. Mayor Bunch asked for a roll call vote: Calhoun - yes; Murph - yes; Swanson - abstained; Smiley - yes; O'Neal - yes; Orvin - yes; Ward - yes; Mayor Bunch - no.

Councilmember O'Neal made a motion that the Council authorize the Mayor to offer a contract to the owner of the beach front property for the restrooms and go forward with the negotiations, seconded by Councilmember Murph. Motion carried.

Motion to adjourn was made by Councilmember Murph, seconded by Councilmember Ward. Motion carried.

Nellie S. McDuffie
Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch
Carmen R. Bunch
Mayor

Date

SPECIAL CITY COUNCIL MEETING
September 28, 1988

Mayor Bunch called the meeting to order at 7:00 p.m. Present were Councilmembers Calhoun, McDonald, Murph, O'Neal, Smiley, Orvin and Ward, Mayor Bunch and Administrator Williams. Absent was Councilmember Swanson.

Mayor Bunch stated that Council had before them a transcript of the August 24 Council Work Session and also a letter dated September 26 to Chief Norman Allen to be signed by Council commending the Police Department on its outstanding performance during the past year and endorsing Council's support of the Police Department.

1. Second Reading - Ordinance 1988-28, an Ordinance to amend Section 5-2-19 of the Isle of Palms Code of Ordinances; FEMA Regulations.

2. Second Reading - Ordinance 1988-29, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

3. Second Reading - Ordinance 1988-30, an Ordinance to amend Section 5-2-19(5)(h)(2) of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

Councilmember Murph made a motion that Council suspend the rules of order and procedure to omit reading verbatim Ordinances 1988-28, 1988-29 and 1988-30 and read by title only. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember Murph made a motion that Council accept Ordinances 1988-28, 1988-29, and 1988-30 as second reading by title only. Motion was seconded by Councilmember Smiley. Motion carried.

4. Third Reading - Ordinance 1988-25, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

5. Third Reading - Ordinance 1988-26, an Ordinance to amend Section 5-2-18 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

Councilmember Murph made a motion that Council suspend the rules of order and procedure to omit third reading of Ordinances

1988-28, 1988-29, and 1988-30 and that Council ratify Ordinances 1988-28, 1988-29, 1988-30, 1988-25, and 1988-26. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember Calhoun made a motion that Council suspend the rules of order and procedure to hear a resolution not on the agenda to support Sullivan's Island School, seconded by Councilmember Murph. Motion carried. Councilmember Smiley made a motion that Council accept the resolution to support Sullivan's Island School, seconded by Councilmember Murph. Motion carried.

David Creech of Cummings & McCrady stated that he had met with Administrator Williams, Fire Chief Britton and Superintendent Andy Parrish the previous Tuesday and that his firm had begun the schematic design of Public Works. Mr. Creech said that the grade problems for the fire station for rear ingress and egress could not be worked out on the present site and that the point that needed to be decided by Council was whether or not to proceed with a fire station that is backed into or consider another site.

Councilmember McDonald made a motion that Council authorize Cummings & McCrady to draw the plans for the fire station with engines being backed into and also to draw plans for the Police Station. Motion was seconded by Councilmember Orvin. Motion carried.

Councilmember Smiley made a motion that Council authorize the detailed drawing of the Public Works Department, seconded by Councilmember Murph. Councilmember Ward stated that it was his wish that the back buffer not be touched. Mayor Bunch called for the question. Motion carried.

Mr. Beaman stated that he would have the schematics ready in 3 weeks for Council's approval.

Councilmember Murph made a motion to adjourn, seconded by Councilmember McDonald. Motion carried.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk-Treasurer

Carmen R. Bunch

Carmen R. Bunch
Mayor

____
Date

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: September 14, 1988

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation by Councilmember O'Neal. Present were Councilmembers Smiley, Swanson, Murph, McDonald, Orvin, Ward, O'Neal, Mayor Bunch, Attorney Dreyfoos, Administrator Williams, and Clerk-Treasurer Nell McDuffie.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of August 10, 1988 - Councilmember Murph made a motion to suspend the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember Swanson. Motion carried.

C. CITIZENS' COMMENTS

1. Tom Gear - stated that merchants and property owners on Ocean Boulevard had petitioned City Council to install passenger pickup spaces a month ago and that the loading and unloading spaces had been moved and consolidated at the ends of the street. He stated that there were no longer any spaces for the public to load and unload except in the middle of the street, which presented a dangerous situation.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means Committee - No report

Councilmember Smiley stated that she would like to make a correction to the minutes under Miscellaneous Business reflecting that she wanted something in writing from the neighbors as to whether or not they objected to having a parking section at the handicapped ramp.

2. Police and Public Safety - Minutes attached

Councilmember Murph reported to Council that Sgt. Bill Meiners had initiated a Fish & Fun Day for the Make-a-Wish Foundation and asked that Council send Sgt. Meiners a letter of commendation for his part in this effort. Mayor Bunch stated that a letter of commendation had already been sent to Sgt. Meiners.

3. Public Works - Minutes attached

4. Engrossed Bills - Minutes attached

5. Recreation Committee - Minutes attached

Councilmember Orvin asked if he could bring up a subject that he had been working on for 3 months--a swimming pool. He stated that the first problem he ran into was locating a liability carrier and that he had found one in Chicago who would give the City $1,000,000 coverage for $874.50 per year or $3,000,000 coverage for $3,000 per year. He added that he had a plan for the pool showing a total of 3,454 square feet (3 1/2 to 9 feet deep) and a tot size pool from 1 to 1 1/2 feet deep. He said that this pool is not intended for use by the general public but by a homeowners' association. He said that the plan shows a 10-foot deck around the pool and a 6-foot fence around the area and can be built for around $90,000. He stated also that construction could be done in phases and payments could be made in 10 installments. Attorney Dreyfoos stated that he would have to study the pool situation more closely to know if it were too great a risk for the City to assume when leasing to the private sector.

Councilmember Murph made a motion that Council instruct Attorney Dreyfoos to check into the legality of the construction of the pool, seconded by Councilmember O'Neal. Councilmember O'Neal suggested that, perhaps, the City could give the land to the homeowners' association for the construction of the pool and if the homeowners' association disbanded in the future, the land would revert back to the City. Councilmember Smiley asked if the City could give away taxpayers' property and then restrict them from using it. Councilmember Ward commended Councilmember Orvin on all the work he had done on this project. Mayor Bunch called for the question. Motion carried.

Councilmember Smiley stated that if Wild Dunes decides against allowing the Charleston Running Club on their streets for the Island Marathon, it would be the Recreation Committee's recommendation that the marathon not be held at all. She added that if the original race course is approved by Wild Dunes, it is the recommendation that the start of the race be allowed at the Recreation Department but that the finish and accompanying ceremonies be arranged for some other location, whether it be City parking lot, Citadel Beach House, or some other business. She said that the race promoters would also be required to have all race participants park in the City's parking lot for a $3 fee and provide transportation in the form of a shuttle to the Recreation Department for the start of the race. Councilmember McDonald objected to the $3 parking fee. Councilmember O'Neal made a motion that Council accept the recommendation by the Recreation Committee with the deletion of the fee for parking. Motion was seconded by Councilmember Murph. Motion carried.

Councilmember Smiley then expressed her support for the island marathon and felt that Council should get behind it.

E. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - No report

2. Planning Commission - Minutes attached

Councilmember Murph made a motion to suspend the rules of order and procedure to discuss plats and vote on them as they are presented in the Planning Consultant's report. Motion was seconded by Councilmember O'Neal. Motion carried.

a. 1988-27: Final Plat Showing Subdivision of Tract "D", Block "R", 30 Lots, Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-27, seconded by Councilmember Ward. Councilmember Swanson said she was concerned about the Coastal Council critical line on all of the plats and she questioned whether or not the lots were buildable. Councilmember Ward stated that City Council has a clear disclaimer on the plats stating that the City in no way implies that the lots are buildable.

b. 1988-28: Final Plat Showing Subdivision of Tract "D", Block "Q", 9 Lots, Wild Dunes. Councilmember O'Neal made a motion that Council approve Plat 1988-28, seconded by Councilmember Ward. Guy Taylor stated that the Planning Commission had struggled with the same question Council was now discussing until they realized that they were not approving buildable plats but a plat of ownership. Mayor Bunch called for the question. Motion carried with one negative vote from Councilmember Swanson.

c. 1988-29: Final Plat Showing Subdivision of Tract "D", Block "P", 18 Lots, Wild Dunes. Councilmember O'Neal made a motion that Council accept Plat 1988-29, seconded by Councilmember Orvin. Motion carried.

d. 1988-30: Final Plat Showing Subdivision of Tract "D", Block "J", Lots 1-26, Wild Dunes. Councilmember O'Neal made a motion that Council approve Plat 1988-30 with disclaimer regarding buildable lots and the Coastal Council critical line be adequately defined, seconded by Councilmember Murph. Motion carried.

e. 1988-31: Acreage Plat Showing Tract "E", Block "M-1", Owned by Cumberland Assoc., Wild Dunes. Councilmember McDonald made a motion that Council approve Plat 1988-31, seconded by Councilmember Murph. Motion carried.

f. 1988-32: Plat Showing Utility Easement Between Lots 4 & 5, Tract "B", Block "W", Wild Dunes. Councilmember McDonald made a motion that Council approve Plat 1988-32, seconded by Councilmember Orvin. Motion carried.

g. 1988-33: Conditional Plat Showing the Subdivision of Tract "E", Block "H-2", Parcel 3a, 43 Lots Palmetto Drive and Back Bay Drive, Wild Dunes. Councilmember O'Neal made a motion that Council accept Plat 1988-33, seconded by Councilmember Orvin. Motion carried.

h. 1988-34: Plat Showing the Subdivision and Abandonment of a 30-foot Right-of-Way Situate on the West Side of 31st Avenue. Councilmember Murph made a motion that Council approve Plat 1988-34, seconded by Councilmember McDonald. Motion carried with one negative vote from Councilmember Smiley.

i. 1988-35: Plat Showing the Right-of-Way Abandonment Between 39th Avenue and Cameron Boulevard. Councilmember McDonald made a motion that Council approve Plat 1988-35, seconded by Councilmember Ward. Motion carried with one negative vote from Councilmember Smiley.

3. Building Committee - Minutes attached

Councilmember O'Neal made a motion that Council accept Site Concept IV presented on August 31 by Cummings & McCrady and that the location of Public Works be more definitive and that the architects be directed to proceed with detailed plans and specifications for the Public Works building and parking area. Motion was seconded by Councilmember Smiley. Motion carried.

4. Beach Patrol and Control Board - No meeting

5. Personnel Committee - No meeting

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

None

H. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Ratification - Ordinance 1988-20, an Ordinance to protect and regulate the use of the City's Beaches and Marine Recreation Area. Councilmember Murph made a motion that Council ratify Ordinance 1988-20, seconded by Councilmember Smiley. Mayor Bunch asked for a roll call vote: Mayor Bunch - yes; McDonald-yes; Murph - yes; O'Neal - yes; Smiley - yes; Orvin - no; Swanson-no; Ward - no. Motion carried.

2. Ratification - Ordinance 1988-24, an Ordinance for the regulation of vicious dogs. Councilmember Murph made a motion that Council ratify Ordinance 1988-24, seconded by Councilmember O'Neal. Motion carried.

3. Second Reading - Ordinance 1988-25, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinances; FEMA Regulations. Councilmember Smiley made a motion that Council accept second reading of Ordinance 1988-25, seconded by Councilmember Ward. Motion carried. Councilmember Murph made

a motion that Council suspend with the third reading of Ordinance 1988-25, seconded by Councilmember Ward. Motion carried.

4. Second Reading - Ordinance 1988-26, an Ordinance to amend Section 5-2-18 of the City of Isle of Palms Code of Ordinances; FEMA Regulations. Councilmember Ward made a motion that Council accept second reading of Ordinance 1988-26, seconded by Councilmember McDonald. Motion carried. Councilmember Murph made a motion that Council suspend the rules of order and procedure to delete the third reading of Ordinance 1988-26, seconded by Councilmember Ward. Motion carried.

5. Second Reading - Ordinance 1988-27, an Ordinance to withdraw the City of Isle of Palms from East Cooper Water Authority. Councilmember Smiley made a motion that Council accept second reading of Ordinance 1988-27, seconded by Councilmember McDonald. Motion carried.

I. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

1. First Reading - Ordinance 1988-28, an Ordinance to amend Section 5-2-19 of the Isle of Palms Code of Ordinances; FEMA Regulations.

2. First Reading - Ordinance 1988-29, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

3. First Reading - Ordinance 1988-30, an Ordinance to amend Section 5-2-19(5)(h)(2) of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

Councilmember McDonald made a motion to accept as first reading Ordinances 1988-28, 1988-29, and 1988-30, seconded by Councilmember Ward. Motion carried.

J. MISCELLANEOUS BUSINESS

Councilmember Smiley stated that Council had 2-3 months ago instructed that the handicapped ramp be repaired and nothing has been done. Councilmember Smiley asked if all the neighbors near the handicapped ramp had been asked their opinions regarding the use of parking at the ramp. Mayor Bunch stated that all bids for repair of the handicapped ramp had been turned down because they were so high and this matter would be discussed in Executive Session.

Councilmember Murph spoke regarding the loading and unloading zones for the Front Beach area and stated that it was time to do something. Councilmember Ward made a motion that Council recommend to Mayor Bunch that four parking places be set aside for loading zones as designated in Mr. Gear's plan. Motion was seconded by Councilmember Murph. Councilmember Murph then amended his motion to say Council suggests the Mayor consider giving more parking spaces to the Front Beach area and allow the Commerce Association to decide the location of the spaces. Motion was seconded by Councilmember Smiley. Motion carried with one negative vote from Councilmember O'Neal.

Councilmember Swanson asked to be notified when Committee meetings were being cancelled or re-scheduled.

Mayor Bunch stated that she had received a letter from Mr. Mark Conway regarding the bikepath and that the Highway Department had promised to send someone to inspect the bikepath, but had not done it yet. Mayor Bunch stated that Reid Wiseman had written her a letter concerning golf carts not stopping at the sign on 41st Avenue.

Councilmember Ward made a motion Council go into Executive Session, seconded by Councilmember Swanson. Motion carried.

Mayor Bunch stated that Executive Session was held to discuss personnel and contractual matters. Councilmember McDonald made a motion that Administrator Williams be allowed to apply for a MasterCard, seconded by Councilmember O'Neal. Motion carried.

Motion to adjourn was made by Councilmember Murph, seconded by Councilmember Swanson. Motion carried.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch
Mayor

Date

ISLE OF PALMS PLANNING COMMISSION
AUGUST 31, 1988

ATTENDING: Lonnie Meyer, Neil Oakley, Geoffrey Woodard, Guy Taylor, Hugh Morrow, Ken Palka, Sandy Sandeford, and David Cantey.

The meeting of the Isle of Palms Planning Commission was called to order at 5:40 P.M. Ms. Morrow provided a report from a meeting of members of City Council and architects regarding the proposed municipal complex. Two (2) site plans were discussed with no agreement reached.

Ms. Morrow asked for any corrections to the minutes of the previous meeting. There being none, the minutes stand approved.

1. Final Plat Showing Subdivision of Tract "D", Block "R", 30 Lots, Wild Dunes.

Mr. Cantey stated that items 1, 2, and 3 are final plats of the Out Island subdivision. Members of the Commission and City Council had expressed concern that a number of the lots were not buildable. He stated that City Council has added a note to the plat regarding this concern. He asked whether the Commission wanted this note placed under "Notes" on the plat or placed near the approval stamp.

Mr. Taylor stated he prefers the stamp being placed near City Council's approval.

Mr. Oakley motioned to approve the plat as submitted; seconded by Mr. Taylor. Motion carried.

2. Final Plat Showing of Tract "D", Block "Q", 9 Lots, Wild Dunes.

Mr. Oakley motioned to approve the plat; seconded by Mr. Taylor. Motion carried.

3. Final Plat Showing Subdivision of Tract "D", Block "P", 18 Lots, Wild Dunes.

Mr. Oakley motioned to approve the plat with the condition that City Council's note be placed adjacent to the approval stamp. Seconded by Mr. Taylor. Motion carried.

4. Final Plat Showing Sea Marsh Patio Homes Tract "D", Block "J", Lots 1 - 26, Wild Dunes.

Mr. Cantey asked for a description of what was located between Marsh Island Lane and the property lines.

Mr. Taylor questioned the "construction limit line" note.

Mr. Foster Clark of Wild Dunes stated that the note designates the critical area.

Mr. Morrow stated that the legend is missing.

Mr. Oakley motioned to approve the plat with the condition that the critical line be designated as critical line with accompanying Coastal Council notes and that the legend be provided. Seconded by Mr. Palka. Motion carried.

5. Acreage Plat Showing Tract "E", Block "M-1", Wild Dunes.

Mr. Cantey stated that a previously approved subdivision has been abandoned and the property is reverting to a single tract of land.

Mr. Oakley motioned to approve; seconded by Dr. Woodard. Motion carried.

6. Plat Showing the Subdivision of Abandonment of a 30' Right of Way Situated on the West Side of Thirty-first Avenue.

Mr. Oakley motioned for approval; seconded by Mr. Taylor. Motion carried.

There being no further business; the meeting adjourned at 6:10 p.m.

klm

PUBLIC WORKS COMMITTEE

Meeting attended by Mayor Bunch, Councilmember McDonald, and Andy Parrish Superintendent of Public Works.

The following plats were reviewed:

Tract "E", Block "M-1"
Tract "D", Block "Q"
Tract "D", Block "P"
Tract "D", Block "J"
Tract "D", Block "R"

The Grand Pavilion and Boardwalk Cottage plat has been put on hold until elevation below living quarters has been determined.

The new truck is in service with repaired packer body. Additional truck to be delivered by the end of the month.

Andy Parrish has determined that the cost of lighting proposed for Ocean Blvd. will be $6.14 per month per light.

Meeting adjourned.

Respectfully submitted,

Leo McDonald

Leo McDonald

POLICE & PUBLIC SAFETY

Police and Public Safety met September 6, 1988. Present were Chief Allen, Councilmembers Ward and Swanson.

POLICE

Chief Allen reported that tropical storm Chris afforded the department a trial run in the event that a larger storm strikes in the future.

He stated that there were more transients on the island now and that officers were aware of potential problems these people might cause such as break-ins and that efforts were being stepped to identify and monitor them.

Tom Geer spoke to the committee and requested the possibility of having four parking spaces placed in the front beach area for loading and unloading only. Chief Allen stated that hhe had no problem with the idea and councilmember Ward stated that he thought that it was a good and viable plan. This would prevent motorist from stopping and unloading in the street along Ocean Blvd.

There being no further business the meeting was adjourned.

Police and Public Safety met again September 13, 1988. Present were Chief Allen, Chief Britton, Mayor Bunch, Councilmembers Ward and Murph.

Chief Allen stated that there have been questions as to why the animal control officer was taking one of the policecars home at night. He explained that the main reason was that the department has only one 4WD vehicle and it is assigned to this officer. The department has needed this vehicle more and more at night for calls and violations on the beach and asked the officer to leave his vehicle at the station for their use. The officer has been taking a spare vehicle home and not taking one out of service. Also this officer is a reserve officer and subject to be called out for animal control as well as police assist calls during the night.

The Island Marathon was discussed and the committee agreed to approve it pending certain stipulations that will be presented by May Bunch.

FIRE

Chief Britton went over the monthly report(Attached)

The committee went into exec. sessionsto discusss legal matters.

Chief Britton asked what the city's policy was as far as calls offf of the island such as Goat Island and in the waterways. It was suggested the the department answer calls under a moral obligation and not any type of legal or contractual agreement.

The EMS Paramedic Program will end September 15 and the island will again be without a paramedic. Chief Britton is going to present figures to the County in an effort to obtain a paramedic on a full time basis.

There being no further business the meeting was adjourned.

Respectfully submitted

Thomas F. Murph, Chairman

RECREATION COMMITTEE MEETING

September 12, 1988

Present: Chairman B. Smiley, Councilmember Marge Swanson, Director Kathryn Leopold, K. Carroll, Chrman. of Recreation Commission. N. Orvin was out of town.

Nancy Van Cott asked to speak to the Committee, requesting their support for the Island Marathon. Chairman Smiley spoke in favor of the Marathon. After considerable discussion, Mayor Bunch and Councilmember Swanson agreed to recommend support for the Marathon to the Council with certain written conditions. This will be presented to Council on Wednesday, September 14. The Wild Dunes Community Association, after first rejecting the running of the marathon through the reservation, has agreed to reconsider the matter at their next Board meeting on September 27th. (Proposal Attached.)

K. Carroll reported for the Commission.

1. She reported that there had been quite a bit of input from the new teenagers who have recently been appointed to the Commission.

2. Discussion was held on new hours for the winter months. The Commission recommends closing the building in the mornings.

3. Mrs. Carroll has donated a heavy duty grill to the picnic area.

Director's Report. See Attached.

Mayor Bunch instructed Mrs. Leopold to have the Rec. Department personnel and volunteers conduct future day camps held. Also, the lights on the ball field will be the responsibility of the coaches practicing that particular night. Mrs. Leopold is to oversee this.

There was a lengthy discussion on winter hours at the Center. The director was asked to schedule accordingly in order to eliminate the part time night position. It was also recommended by Mrs. Smiley that if the building is going to open in the morning that Mrs. Leopold conduct some of the programs such as "Mothers Morning Out."

Effective September 26 the hours for the Recreation Building will be as follows:

Monday through Thursday	9:00 -- 7:00
Friday	9:00 -- 10:00
Saturday	1:00 -- 10:00
Sunday	1:00 -- 7:00

(Sunday night after 7:00 will continue to be Men's Basketball)

K. Leopold was asked to attend a workshop being held in Greenville the latter part of Sept. She'll report back to the Committee. ~~Her impressions~~ A time study will be filled out by each Rec. employee for the next 2 weeks for a time-usage study -

BUILDING COMMITTEE

A meeting of Councilmembers, Planning Committee members and Building Committee members were held on August 17, and August 24, with representatives of Cummings and McCrady.

Concept plans presented at the first meeting were reviewed with directions to the Architects to make certain changes.

The meeting on August 24 resulted in additional proposals. Discussion centered on the location of the Fire Station.

It was directed that the Architects proceed to develop the site plan with definite location of Public Works and that detail plans be prepared for that unit.

Respectfully submitted,

Harry S. O'Neal
Chairman

ENGROSSED BILLS COMMITTEE

Meeting was held on August 29, 1988 at 7:00PM at City Hall. Present were Councilmembers Calhoun, Murph, and O'Neal. Also present were Mayor Bunch and Administrator Williams.

Reviews were made of Ordinance 1988-25, 26, and 27. Which were presented for first reading at the August 19, 1988 Council meeting.

Reviews were made of Ordinances 1988-28, 29, and 30. With the first reading to be at the September 14, 1988 Council meeting. No recommendations were made.

A proposed tree ordinance orginally discussed in 1985 were distributed as information.

Discussion was also held on the status of the proposed Zoning Ordinance changes.

Meeting adjourned.

Respectfully submitted,

Harry S. O'Neal
Chairman

SPECIAL CITY COUNCIL WORK SESSION
August 31, 1988

Mayor Bunch called the meeting to order and urged Council to expedite decisions on Municipal Complex plans since winter was approaching and shelter would be needed for the Police and Public Works employees as well as the City Mechanic. She added that the construction of a new Complex needed to go forward due also to DHEC's order to move above-ground gasoline tanks and the need to remove office trailers off City property.

David Creech, the City's architect, stated that at the last session Council had reviewed Site Concept I and that the problems with the concept were the location of the Fire Department, the lack of parking access to the Police Department from Palm Boulevard, increased traffic through the neighborhood and garbage trucks traversing Oak Harbor.

Mr. Creech showed Concept III which puts the Fire Station at the opposite end from the Connector with 13th Street remaining closed. He stated that Concept III proposes a good buffer, maintaining existing trees, increased planting between adjoining residential properties, and a 4-bay fire apparatus parking for the fire engines with Fire Administration adjacent to it; and adjacent to the Fire Administration are the Police Department, City Administration, and Council/Courts and at the corner the Chamber and Court Building. He stated that there would be a certain amount of parking in front. He added that 13th relocated would bring traffic into a public parking area near the Courts/Council Chamber. Mayor Bunch asked if this meant there would be no traffic on Oak Harbor from the City. Mr. Creech stated that this would eliminate ingress and egress on Oak Harbor except for some traffic which would occur in the area of the power distribution system.

Mr. Creech then presented Concept IV in which the fire apparatus is near where it was before with a good landscaped buffer between adjoining residential property; Fire Administration and Police have more parking in front with access off 13th Street which also allows access to a public space (City Administration and Courts/Council). He stated that the negatives are that it pulls city government apart. Discussion ensued regarding the elevation of the Fire Department and drainage problems. Mr. Beaman stated that he thought this problem could be worked out. Mr. Beaman stated that he thought the City could build Police, Fire and Public Works with the $950,000 voted on by Council with some left over for City Administration, but that it was still rather early to determine this. He said that very inexpensive buildings would have to be constructed. Mr. Creech stated that in this concept, the present fire station could function as a fire station while the new one was under construction and work would flow more efficiently rather than having to work around construction. Mr. Creech said that Council needed to agree on a concept and begin to develop into a building considered to be functional, maintenance-free, long-lasting and satisfy all needs and then start applying cost information to it and find out exactly how it needs to happen. Mr. Beaman said that Council needed to decide the best location for each of the buildings first. He added that major pieces could be brought in or left off. Mayor Bunch asked where the ingress and egress for Public Works was located on the concept plan. Mr. Beaman stated that it would be through 13th Avenue. One of the Oak Harbor residents expressed concern over the fact that the fire trucks would not be able to enter the fire station because of the limited width of Oak Harbor. Mr. Beaman stated that they will be studying this and that if this problem cannot be worked out, another concept will need to be employed.

Much discussion ensued regarding the use of the building located beside Sea Biscuit on J. C. Long Boulevard.

Councilmember O'Neal asked if, since there was a quorum present, a Council meeting could be called at a work session in order to make a motion to begin work on the Municipal Complex. Mayor Bunch stated that she thought it would be legal to make this motion at a work session. Councilmember O'Neal then made a motion that Council direct the architects to make a definitive location of Public Works and draw detailed drawings for presentation for the approval of Council in accordance with their submission of Concept IV, plus cost estimates. Motion was seconded by Councilmember McDonald. Motion carried.

Meeting adjourned.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch

Carmen R. Bunch
Mayor

Date

CITY COUNCIL WORK SESSION
August 24, 1988

Mayor Bunch called the meeting to order and stated that Council's purpose was to review the site plans presented by the architects, David Creech and Dan Beaman.

Mr. Creech distributed to Councilmembers copies of several site plans for a new Municipal Complex. Mr. Creech said the plan showed around 15,000 square feet which included the city administrative offices of 3,000 square feet, council and court building which would include a chamber of 3,000 square feet, police department of 1,800 square feet, fire department of 4,200 square feet and public works of 3,000 square feet. Mr. Creech stated that the second page included some of his ideas for natural dune formations in the rear (a buffer between adjoining residential properties), increased planted areas and some trees that were planned to be saved. Mr. Creech stated further that the next page was Site Concept I with well-landscaped parking lot and adjacent were administrative offices, police and fire and behind that the public works building and a service court. Mr. Creech said that parking for employees is shown off 13th Street but that he felt this to be a major problem because it pulls the two sites apart and based on Concept I, needs to be closed. He said that the other problem with 13th Street remaining open is that it would become a point of access to the site and to the power distribution system. Mr. Creech stated that one of the negatives about this scheme is that the fire station is in an area that is difficult to access and leave from. Mr. Creech said that Concept II takes an opposite approach in that it maintains existing natural areas, places court/council chambers in the middle and moves the fire station and public works up to the far end of the property facing onto the SCE&G distribution station. Mr. Creech stated further that public parking would be in front of court/council chambers and some of the positives to this would be court/council chambers are in a more desirable area and the fire and public works are in a more accessible site. Mr. Creech said that the negative is that there is very little service court space available for public works.

Mr. Creech stated that the next page is a building plan based around Concept I which is the stronger of the two concepts. Mr. Creech said that the sequence of construction suggested is that Public Works be built first and secondly, or at the same time, the police station, which would mean the immediate closing of 13th Street. He added further that the third step recommended would be to demolish part of the existing fire and police administration area, leaving the other portion intact in which to house trucks. Mr. Creech said that police administration would move into the new police building while fire administration would have the option of sharing space temporarily with the police department or moving into temporary facilities. The fourth step would be to construct the new fire station and the fifth to construct new administrative offices and chamber/court space. He added that this would mean that city administration could move out to allow renovation of the City Hall building to serve as the fire administration building with a possible addition to it or complete facelift with a new front porch and new roof. The last step would be to demolish the remaining part of the fire station. Mr. Creech stated that the next few pages of the site plan showed some of the traditional feelings associated with island architecture and explained two of the island case studies enclosed for Council's perusal.

Councilmember Smiley asked if there were a feeling that, regardless of the concept Council accepted, it would be best to close 13th Street. Mr. Creech said that he felt its closing would be best. Councilmember Smiley asked why there were two separate buildings--one for a fire administration building and another for a fire building. Mr. Creech stated that it was rather messy to include fire administration along with fire apparatus and firemen sleeping. Mr. Beaman stated that this was not a necessity but that they were trying to come up with ways to save the fire department building without tearing it down.

Councilmember O'Neal asked if there were any problems with the power company and water company regarding the new construction. Administrator Williams stated that the power company had told him that a new feeder line would be going underground from the substation to Palm Boulevard anyway, so this would be no problem. Administrator Williams said that the City had not discussed construction problems with the water company in as much detail as they had with the power company. Councilmember O'Neal asked about problems regarding power trucks having access to the distribution system. Administrator Williams stated that the power company had informed him that they had confidence they could get access to their substation.

Councilmember O'Neal inquired about the number of parking spaces in Concept I. Mr. Beaman stated that there were 62 parking spaces on the plan. Councilmember O'Neal asked if the idea regarding putting all city departments under one roof had been discarded. Mr. Beaman stated that several problems would develop as a result of having all departments under one roof--emergency vehicles housed on the first floor of a building would necessitate the first floor being built of concrete; Council/court chambers would need 1-2 elevators plus two fire stairs. Mr. Beaman said he felt that smaller, more economical buildings could be built across the site rather than ending up with a 4-story building.

Councilmember Ward asked if the architects had any rough estimates as to the cost of the complex. Mr. Beaman stated that they had not yet reached that point. Councilmember Smiley asked if 13th Street could be kept open for a drive-thru if needed and Mr. Beaman said that it could be done. Mr. Beaman also stated that it would take approximately 14 months from start to finish to complete the complex with no interruptions. Mr. Beaman stated that his firm could bid the entire project at one time and then complete construction in phases. He added that the contractor could give a bid of a certain price and project it into the future, i.e., X number of dollars in 6 months for a building and X number of dollars in 9 months for another building.

Lonnie Moyer, chairman of the Planning Commission, expressed her desire to see Concept I constructed. Much discussion ensued over the possibility of fire trucks accessing the Connector in order to get to Palm Boulevard. Mr. Beaman stated that this was a possibility that had not been explored yet.

Councilmember Swanson expressed concern over the fact that so many police cars would be traversing Oak Harbor in a residential section.

Mayor Bunch stated that Howard Chapman, Traffic Engineer for the City of Charleston, had looked at the proposed site of the traffic light at the intersection of Palm and the Connector as well as the proposed location for the fire department. Mayor Bunch said that Mr. Chapman had conveyed to her the feeling that the location of the fire department would not work unless the

City had an overpass or interchange (which the Highway Department does not want to give the City). She stated further that Mr. Chapman felt that the fire department should be located in front of the Pantry because the Connector would be bearing the burden of the traffic and alleviating traffic flow from Sullivan's Island. Mr. Beaman, at this point, stated that he felt a fire department on the corner would be a hazard.

Administrator Williams asked if it would be possible to swap the fire and police stations so that the fire department would be in the area where 13th is now so that it would be off to the side enough to utilize the full depth of the City's lot in order to avert the problem of traffic. Mr. Beaman stated that more studies would need to be done and that one of the reasons for using 13th was to use all available land without cutting down unnecessary trees. He added that he did not know if the lot is deep enough for the fire station from setback to setback. Mayor Bunch stated that in talking with Fire Chief Britton, he had related to her that if the fire department had to be re-located, he would be willing to accept 4 small bays rather than 2 double bays.

Mr. Beaman then addressed Concept II and stated that the problem with this plan was the placement of Public Works and further that Concept II should be re-worked.

Mayor Bunch stated that she planned to have bus shelters for school children placed in the most populated areas of the island and incorporate this information when making a decision on the location of the exit for the fire department. She said that the City's priority should be to build Public Works, a place for the mechanic to work, and the police station. Mayor Bunch added that the City had been reported to DHEC regarding a gasoline leak in the Public Works area. She said DHEC has given the City a short period of time to move the above-ground tanks and stated that the City cannot do this until they know where the various departments will be located. Mayor Bunch stressed that Council needed to know the cost of the buildings that would be built first. Mr. Beaman said that he would make revisions to Concept II and meet with Council regarding them the following Wednesday at 7:00 p.m. in City Hall.

Meeting adjourned.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk-Treasurer

Carmen R. Bunch

Carmen R. Bunch
Mayor

September 28, 1988

Date

SPECIAL CITY COUNCIL MEETING
August 17, 1988

Mayor Bunch called the meeting to order and stated that Council needed to discuss a contractual matter in Executive Session. Councilmember Murph made a motion that Council go into Executive Session, seconded by Councilmember Swanson. Motion carried.

Councilmember Murph made a motion that Council give Mayor Bunch the authority to sign contracts for PRT, seconded by Councilmember Ward. Motion carried.

Councilmember Murph made a motion that Council adjust the salary as required for one of the City's employees, seconded by Councilmember O'Neal. Motion carried. Councilmember Murph made a motion that the rules of order and procedure be suspended to allow Councilmember Ward an opportunity to bring up a subject not listed on the agenda, seconded by Councilmember McDonald. Councilmember Ward stated that the opinion expressed by Tom Geer in his letter to Council regarding 15-minute parking on Front Beach was a reasonable request. Mayor Bunch stated that this matter was an administrative decision and had been discussed with Mr. Weeks of the Highway Department and that she was presently awaiting a letter of re-affirmation on her conversation with him. Mayor Bunch stated that she will be asking the Police Department for their input on this matter. Councilmember Ward stated that he just wanted to state that he felt Mr. Geer's request for 15-minute parking was reasonable.

Councilmember O'Neal stated that he thought the map that had been designed with a passenger loading and unloading zone on both ends of Front Beach had been unacceptable to the Highway Department. Mayor Bunch said that there was apparently a contradictory story between Mr. Weeks, the District Engineer of the Highway Department, and his subordinate, Mr. Dyar, and that she was awaiting clarification from Mr. Weeks.

Councilmember Murph made a motion that Council adjourn, seconded by Councilmember O'Neal. Motion carried.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch

Carmen R. Bunch
Mayor

October 12, 1988

Date

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: August 10, 1988
7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance followed by an Invocation. Present were Councilmembers Calhoun, McDonald, Murph, O'Neal, Orvin, Smiley, Swanson, Ward, Attorney Dreyfoos, Mayor Bunch, Administrator Williams, and Clerk/Treasurer Nell McDuffie.

B. READING OF THE JOURNAL OF PREVIOUS MEETING

1. Minutes of July 13, 1988 - Councilmember McDonald made a motion to suspend with the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember Calhoun. Councilmember Ward stated that the Ways and Means Committee had recommended approval of public restrooms by City Council post haste and desired that this be placed in the minutes. Mayor Bunch stated that the tape of the July 13 meeting would be reviewed. Motion carried.

C. CITIZENS' COMMENTS

Sandy Sandeford, Isle of Palms representative to the East Cooper Water Authority, introduced Gerald Kaynard and John Jacques, officials of the East Cooper Water Authority. Mr. Sandeford stated that he wanted to mention that the cost of the reverse osmosis process mentioned in his letter to Council did not turn out to be that much less expensive than either of the 2 systems previously considered and also that the results of a survey indicated that the Isle of Palms should have sufficient water for the future even thought it may have some quality problems.

1. Gerald Kaynard, an official of the East Cooper Water Authority, stated that the Authority was formed two years ago and at that time retained an engineering firm to do a feasibility study to obtain a longterm water supply for the East Cooper area. He stated further that two events had occurred since that study--Santee Cooper became interested in providing water to the East Cooper area and had made a proposal; and Charleston Commission of Public Works had made a proposal to provide wholesale treated water to the East Cooper area. Mr. Kaynard said that in December of last year, the Authority determined that it would not be feasible financially to implement a new water supply for the entire East Cooper area in the first phase, so the Authority had decided to begin this project on a smaller

scale and build up to the point that everyone in the East Cooper area could be included in the final project. Mr. Kaynard stated that in December the Authority adopted a proposal that divided the project into 3 phases: (1) implement project in Mt. Pleasant by merging Mt. Pleasant water system with the Bull's Bay system (2) offer water on a wholesale basis to Sullivan's Island and (3) offer water to Isle of Palms if there were customers who wanted to purchase water subsequent to the building of the Connector so there would be an access route that would be less expensive than running lines independently of that route. Mr. Kaynard stated further that meetings had been held to get an idea of what the entity would look like and to get the structure of the Authority into a posture to begin the first phase. He added that in order to accomplish this, the Authority had to have the State Act amended to allow them to make modifications in the membership of the Authority. Mr. Kaynard stated that this was completed in May of this year. He stated that the Authority was requesting the Isle of Palms to withdraw from the Authority so that the first phase could be initiated in Mt. Pleasant. He added that the reasons for this request are structural and financial and that it was anticipated that the Islands would not want to participate and assume financial liability without actually participating in the water supply, since this was the first phase. Mr. Kaynard stated that in discussions with Sullivan's Island, it was requested that the Authority provide an agreement that would allow the City to purchase water in the future when it became available and stated that the Authority had agreed to do this. Mr. Kaynard said that Mayor Bunch had requested a similar agreement for the Isle of Palms to allow such a contingency. Mr. Kaynard said that the Authority officials were present to request that Council act on the first reading of the ordinance to withdraw from the Authority and suggested that the Isle of Palms continue to send a representative to the Authority. He stated that when it comes to the point that Isle of Palms actually joins the Authority, there would have been sufficient representation in the interim to know what is going on. He further noted that modifications to the agreement had been added by Mayor Bunch and these modifications would be presented to the Authority for confirmation.

Councilmember Smiley made a motion that Council suspend the rules of order and procedure to give Mayor Bunch the authority to sign the agreement between the Isle of Palms and the East Cooper Water Authority with modifications, subject to confirmation by the Authority, assuring the Isle of Palms that water can be purchased in the future from the Authority. Motion was seconded by Councilmember Murph. Motion carried.

2. Tom Gear - Not present.

3. Clay Cable - thanked Councilmembers for their hard work and expressed his concern regarding the 1988-89 budget and stated that it appears that Council plans to spend 10% more than the City will take in. He further stated that even though the City intends to raise taxes 2 or 3 mills, the city is raising spending about 10 mills. Mr. Cable suggested that some sort of plan be drawn up to service the parking lot debt and that Council ask questions about how the expenses of the City were going to be paid from an income of 10% less than expenses.

Mayor Bunch thanked Mr. Cable for his comments and stated that she would be glad to send him last year's report from the City's accountant and a letter regarding the budget.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means (minutes attached).

Mayor Bunch stated she and Administrator Williams had gone to the Myrtle Beach State Park and looked over their bathroom facilities and that she had asked John Gardner to draw up some sketches with prices and maintenance costs on public restrooms. She stated that Mr. Gardner was in the hospital and was unable to attend the Council meeting to report those figures. Mayor Bunch stated that she would advertise in the newspaper asking for public input. Mayor Bunch then showed some photographs that had been taken on her recent trip to Myrtle Beach to view the public restroom facilities there.

2. Police and Public Safety (minutes attached).

Mayor Bunch stated that the City no longer had use of the boat leased from Sunliner for a year. She added that she had solicited Mr. Joe Riley, Sr.'s assistance in obtaining a boat for use by the Police Department and that Mr. Riley had written a letter to Noel Thorn of Wild Dunes requesting his assistance in this matter. Mayor Bunch stated that she had received a letter from Mr. Thorn indicating that he would lease a boat to the City for $1 a year, providing that the cost of the boat not exceed $20,000 and the City maintain insurance, property taxes, repairs, etc. on the boat. Mayor Bunch asked that Councilmember Murph handle the boat agreement with Wild Dunes.

Councilmember Murph then made a motion that Council accept Wild Dune's offer to lease a boat for $1 a year, seconded by Councilmember Smiley. Councilmember Smiley then asked what the cost of maintenance and other costs would be and what benefits the City reaps from having the boat. Councilmember Murph responded that 90% of the time, volunteers manned the boat (reserve officers, off-duty police officers, and off-duty firemen). Councilmember Murph stated that he had no idea what the insurance cost would be or the cost of maintenance but that it would probably be under $1,000 a year.

Councilmember Ward stated that he had read a recent article in the newspaper that indicated municipalities had jurisdiction only to the low water mark. Attorney Dreyfoos stated that it was possible to gain concurrent jurisdiction with the Wildlife Department in some areas involving boats which involves passing ordinances worded the same as the State's. He stated further that if the City desires to maintain a more active law enforcement posture with respect to the waterway, it would be possible for the City to initiate those types of actions, but that some may require legislative action.

Mayor Bunch called for the question. Motion carried.

Mayor Bunch then read a letter she had received from Wild Dunes Community Association denying permission for a marathon to be run through parts of Wild Dunes. Mayor Bunch then referred the matter of the Island Marathon to the Police and Public Safety Committee with Councilmember Smiley asking that the Recreation Committee be invited for input in this discussion.

3. Public Works (minutes attached).

Councilmember Smiley expressed her concern over the fact that since so many patio homes had been built in Wild Dunes, the Public Works employees now had to go to each individual home, whereas before there had been a central location for garbage collection and she wanted Council to be aware that this matter would have to be addressed in the future.

4. Engrossed Bills - No report.

5. Recreation Committee (minutes attached).

Councilmember Murph stated that he felt the area around the Recreation Department should be extremely well-lit in order to eliminate some of the problems there.

Mayor Bunch then asked Council to appoint two teenagers temporarily to the Recreation Commission until Council amends its ordinance. Councilmember Murph made a motion that the Mayor be granted authority to appoint two teenagers on a temporary basis to the Recreation Commission, seconded by Councilmember Calhoun. Motion carried.

E. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - no report

2. Planning Commission (minutes attached).

a. Plats received:

1. 1988-17: Conceptual Master Plan, The Grand Pavilion and Boardwalk Cottages, Wild Dunes. Mark Permar of Wild Dunes explained that the conceptual of this plat had been approved in the fall of last year and contained several key elements--there was a 24-lot subdivision in the northeastern section of the site which remains the same and there were 44 single family lots which remain the same. He stated that the differences in the two plats are: Previously there were two 30-unit buildings (4 and 5 story structures) which are now a collection of smaller structures; previously there had been a 60-room inn and four 2-story buildings (total of 64 units) where now an open air pavilion, pools, gazebos, etc. would replace the inn and 60 condo units would replace the four 2-story buildings. He added that the plan reduces overall density and also addresses the fire/emergency access concern previously expressed. Mr. Permar stated that the surface would be pedestrian most of the year but for emergency access, the surface would be able to hold emergency vehicles to gain access to properties.

Councilmember Murph made a motion that Council approve Plat 1988-17 provided the gas pumps and convenience store be excluded from the project. Motion was seconded by Councilmember Smiley. Motion carried.

2. 1988-18: Acreage Plat showing Tract "A", Block "T", Wild Dunes. Councilmember O'Neal made a motion that Council approve Plat 1988-18 with the traditional rip rap statement included on the plat. Motion was seconded by Councilmember Ward. Motion carried.

3. 1988-19: Acreage Plat showing Tract "A", Block "T", Parcel 9, 16 Lots and Tract "A", Block "T", Parcel 17, 16 lots, Wild Dunes. Councilmember O'Neal made a motion that Council approve Plat 1988-19 subject to the rip rap statement being placed on the plat. Motion was seconded by Councilmember Murph. Motion carried.

4. 1988-23: Acreage Plat showing subdivision of Tract "E", Block "M-2", Located on Back Bay Drive, Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-23, seconded by Councilmember McDonald. Motion carried.

5. 1988-24: Acreage Plat showing subdivision of Tract "C", Block "C", on Palmetto Drive, Wild Dunes. Councilmember McDonald made a motion that Council approve Plat 1988-24, seconded by Councilmember Orvin. Motion carried.

6. 1988-25: Plat showing the re-subdivision of Lot 68, Tract "A", Block "T", Parcel 10, Wild Dunes. Councilmember

O'Neal made a motion that Council approve Plat 1988-25, seconded by Councilmember McDonald. Motion carried.

7. 1988-26: Right-of-Way Abandonment located on Cameron Boulevard and 36th Avenue. Councilmember Murph made a motion that Council approve Plat 1988-26, seconded by Councilmember McDonald. Motion carried with one negative vote from Councilmember Smiley.

3. Building Committee - No report.

4. Beach Patrol and Control Board - Councilmember Swanson stated that at the last meeting Dr. Smiley reviewed the new Coastal Zone Management Law with the Board. She stated that the Board had the best maps available at that time from Coastal Council and they had discussed a request about rip rap on 48th Avenue. She stated that it was decided the Chairman should call the owner and inform him a permit would also be required from Coastal Council to do what he wanted to do and it would be unlikely that such a permit would be granted.

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED, OR DISPOSED OF

Mayor Bunch stated that a petition had been received from 15 Front Beach merchants requesting parking spaces. She stated that she and the Administrator had spoken with the Highway Department officials and they had advised that two parking spaces could be provided near Windjammer and the other two at the other end of the street for loading and unloading.

Councilmember Murph asked that the Highway Department put this statement in writing regarding the parking spaces at each end of Front Beach.

H. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Third Reading - Ordinance 1988-20, an Ordinance to protect and regulate the use of the City's Beaches and Marine Recreation Area. Councilmember McDonald made a motion that Council accept third reading of Ordinance 1988-20, seconded by Councilmember Murph. Councilmember Ward asked that the "or private street or road" in Section 7-3-12 be deleted from Ordinance 1988-20. Councilmember Smiley asked that Council suspend the rules of order and procedure to consider Councilmember Ward's amendment, seconded by Councilmember Swanson. Motion carried.

Councilmember Ward then made a motion that "or private street or road" under Section 7-3-12 be deleted. Mayor Bunch called for the question that Section 7-3-12 regarding "or private street or road" be deleted. Motion was defeated.

Mayor Bunch called for the question to delete from Section 7-3-10 "or within an automobile, truck or other vehicle". Motion carried. Councilmember Murph made a motion that Council approve Ordinance 1988-20 with the amendments, seconded by Councilmember O'Neal. Roll call vote: Calhoun-no; McDonald-yes; Murph-yes; O'Neal-yes; Orvin-no; Smiley-yes; Swanson-no; Ward-no; Mayor Bunch-yes. Motion carried.

2. Third Reading - Ordinance 1988-24, an Ordinance for the regulation of vicious dogs. Councilmember Smiley made a motion that Council accept third reading of Ordinance 1988-24, seconded by Councilmember Murph. Motion carried.

I. INTRODUCTION OF NEW BILLS, RESOLUTIONS, AND PROCLAMATIONS

1. First Reading - Ordinance 1988-25, an Ordinance to amend Section 5-2-5 of the City of Isle of Palms Code of Ordinance; FEMA Regulations.

2. First Reading - Ordinance 1988-26, an Ordinance to amend Section 5-2-18 of the City of Isle of Palms Code of Ordinances; FEMA Regulations.

3. First Reading - Ordinance 1988-27, an Ordinance to withdraw the City of Isle of Palms from East Cooper Water Authority.

Councilmember O'Neal made a motion that Council accept first reading of Ordinances 1988-25, 1988-26, and 1988-27, seconded by Councilmember Ward. Motion carried.

J. MISCELLANEOUS BUSINESS

Councilmember Smiley asked about repairs on the handicapped ramp. Mayor Bunch stated that Administrator Williams and the City Mechanic had made some emergency repairs on the ramp late on Friday and that the Administrator was in the process of determining costs and taking bids. Councilmember Smiley asked about parking for the handicapped and Mayor Bunch stated that the encroachment permit received from the Highway Department would allow parking provided neighbors did not complain.

Mayor Bunch stated that she had received a letter from Leonard Long regarding beach walkovers between 10th and 14th Avenues and that it was recommended that the City not maintain these walkovers so as not to incur any liability.

Administrator Williams read a letter from the Highway Department (Herman Snyder) regarding breakdowns on the Ben Sawyer Bridge in which he stated that out of 5,000 openings of the bridge since May of this year, there have been only 3 breakdowns.

Administrator Williams read a letter from an Isle of Palms couple commending Officer Jamie McGraw who went out of his way to help two senior citizens change a flat tire.

Mayor Bunch stated that Officer Bryan Wilhite had submitted his resignation and would be working in the Narcotics Division of Charleston's Police Department.

Councilmember Swanson made a motion that Council enter Executive Session to discuss contractual matters, seconded by Councilmember Ward. Motion carried.

No action was taken during Executive Session.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch

Carmen R. Bunch
Mayor

September 14, 1988

Date

WAYS AND MEANS COMMITTEE MINUTES

The Ways and Means Committee met July 25, 1988 at 7:00 p.m. Present were Councilmembers Calhoun, McDonald, Ward, Swanson, Mayor Bunch, and Administrator Williams.

1. Ways and Means discussed the fact that Council had voted to place 4 port-o-lets at the parking lot at a cost of $250 per month for each unit plus $5 maintenance fee. Port-o-lets are to be removed by September 15.

2. Noel Thorn from Wild Dunes has offered the City a new boat for the Police Department on a lease agreement for $1 a year. Boat will cost no more than $20,000.

3. Bathroom facilities for Front Beach were discussed. Mayor Bunch and Administrator Williams were planning a trip to Myrtle Beach to review their facilities and report back to Ways and Means regarding costs and maintenance.

4. Councilmember Ward desires the City to mail out copies of Council minutes for citizens who cannot come by City Hall to pick them up. Mayor Bunch said an advertisement in the News and Courier would inform the citizens that they can obtain information by calling City Hall and it will be mailed out for a minimal fee.

There being no further business, the meeting was adjourned at 8:25.

Respectfully submitted,

Bill Calhoun

POLICE AND PUBLIC SAFETY

Police and Public Safety Committee met August 2. Present were Councilmembers Murph, Swanson and Ward, Chief Britton and Sgt. Buckhannon. The committee was approached by Mr. Holmes who has a summer home on Palm Boulevard and wanted to obtain a permit to discharge fireworks. Permit was denied.

The monthly report was reviewed and during the month of July the Fire Department answered 48 alarms.

Bids were opened for the rescue truck and resulted in $2,700 higher than the amount Council budgeted. The volunteer firemen voted at their August 9 meeting to make up the difference on the rescue truck.

In the future, all fire hydrants will be re-painted and color coded red, yellow or green which indicates water flow through that particular hydrant.

Sgt. Buckhannon gave the Police Department report in Chief Allen's absence and stated that the Department had answered 1,034 calls during July. All dispatchers are now certified and Officer Kimball is getting ready to go to the Academy for 8 weeks. Officer Griffin is ready to go to Russia and Officer Haselden attended a school in Atlanta on Animal Control.

The biggest discussion during the meeting involved developing a better rapport with kids on the Island and finding out how to involve them in a program. Sgt. Buckhannon said he would try to get some kind of program going.

Meeting adjourned.

Respectfully submitted,

Thomas Murph

RECREATION COMMITTEE MEETING

The Recreation Committee meeting was held on August 1. Chairman Smiley stated that she had a list of the duties Catherine Leopold had made up regarding her job description and that she had distributed these copies to members of the Committee as well as the Commission. She added that the Commission would be giving the Recreation Committee recommendations on what should be added to the Director's job description and that a work session on this matter would be held next month.

Chairman Smiley reported to the Committee that she had appeared before the Commission and had asked them to come forward with strong recommendations because there were grave problems in the Recreation Department and steps would have to be taken to bring them under control. She noted that the Commission had come up with some recommendations on policy which would be posted in the form of signs at the playground. Chairman Smiley emphasized that loitering after hours, alcoholic beverages, and use of profanity would be prohibited and signs posted accordingly.

She said that one parent had requested a list of rules and regulations at the Recreation Department and that Catherine had agreed to have these made up and distributed to those parents desiring them. Chairman Smiley stated that Cathy Carroll had reported for the Commission that Dr. Emmell had offered to give assertiveness training to the Recreation personnel, teaching them what to look for when a person is under the influence of drugs and/or alcohol.

Chairman Smiley stated that the hours of the Recreation Department would remain the same until after school starts. She stated that the Director reported that there would be a Summer's End Celebration August 20 from 11:00 a.m. - 3:00 p.m. and that the fish fry on August 5 was a tremendous success.

Meeting adjourned.

Respectfully submitted,

Betsy Smiley

PUBLIC WORKS COMMITTEE

The meeting was held on July 28, 1988 at 7:00 p.m. Present were Councilpersons Smiley, McDonald and Superintendent Parrish.

Wild Dunes plats checked and approved, with reservation as to the number of units to be serviced for garbage and trash due to the number of lots in the Tract consisting of 30 foot width. Some method of general collection point should be considered. An example is Yacht Harbor Court, which has 36 lots.

New street light locations have been on hold, for futher study. A light requested by 15 Sand Dollar Court has been denied.

Both new trucks have been delivered. One will be in operation within ten days and the remaining one shortly thereafter.

Meeting adjourned.

Respectfully submitted,

Leo McDonald

Leo McDonald
Chairman

PLANNING COMMISSION MINUTES
July 27, 1988

The meeting was called to order at 5:45 p.m.. Attending were Lonnie Moyer, Sandy Sandeford, Geoffrey Woodard, Hugh Morrow, and David Cantey. Dr. Woodard stated that the minutes should reflect that he did not attend the June meeting. Dr. Woodard motioned to approve the minutes with this correction, seconded by Mr. Morrow. Motion carried.

1. Plat showing the Relinquishment of Right-of-Way, 36th Avenue.

Mr. Cantey stated that the revised plat indicates that the fence is located on the adjoining property. The path notation is maintained. Ms. Moyer stated that the Commission action in the past on this plat has centered on what it thought was in the best interest of the property owners. Mr. Cantey stated that this is the last revision. If not approved, the property owners will withdraw the application.

Mr. Sandeford motioned to forward the plat to City Council, seconded by Dr. Woodard. Motion carried.

2. Plat showing the Re-subdivision of Lot 68, Tract "A", Block "T", Parcel 10, Wild Dunes.

Mr. Cantey stated that a property line is being moved to make room for road access. A lot is being reduced by approximately 600 square feet. Mr. Sandeford motioned to approve, seconded by Mr. Morrow. Motion carried.

3. Acreage Plat Showing the Sub-division of Tract "E", Block "M-2", Wild Dunes.

Mr. Cantey stated that a previously approved subdivision is being abandoned. Two tracts are being created. Mr. Sandeford motioned to approve, seconded by Mr. Morrow. Motion carried.

4. Proposed Zoning Amendment to Section 5-4-25, Non-conforming Use.

Chairman Moyer stated that the Public Hearing was held last month. The abandoned vehicle section has been removed and the revised language is much clearer. Dr. Woodard stated that the cessation period for non-conforming signs should be reduced to one year for consistency. He also asked for the reasoning behind the automatic 20 percent reduction in setbacks for non-conforming lots. Mr. Cantey stated that under the proposed minimum setback requirements, non-conforming lots suffer a disadvantage. Lots not meeting the minimum lot width could have side setbacks reduced to 8 feet. The existing code allows a sideyard setback of 5 feet. Lots not meeting the minimum lot depth requirement could also have frontyard and sideyard reductions of 20 percent. Such reductions would not require a variance. Mr. Sandeford stated that this seemed reasonable. Mr. Sandeford motioned to approve the amendment provided that the cessation period for non-conforming signs be reduced to one year. Motion was seconded by Dr. Woodard. Motion carried.

Meeting adjourned at 6:15 p.m.

Respectfully submitted,

David Cantey
Planning Consultant

CITY OF
ISLE
OF
PALMS South Carolina

Sgt. Manfred "Bill" Meiners
Isle of Palms Police Department

Letter of Commendation

Dear "Bill":

I want to express the City's sincere congratulations and appreciation to you for the 'Sgt. Bill's Fish and Fun Day' held September 11, 1988, to benefit children eligible to participate in the "Make-a-Wish" Foundation program.

Your efforts to organize this voluntary fishing event for the enjoyment of these termnially ill children was a wonderful success. Many people have had some very nice things to say about you and this event.

I want to commend you for your fine sense of compassion and for your involvement in a project of such value to the community.

This letter will be included in your employment record with the City. Once again, thanks for a job well done.

Sincerely,

Carmen R. Bunch

Carmen R. Bunch
Mayor

Dallis & Dreyfoos
ATTORNEYS AT LAW
124 MEETING STREET
POST OFFICE BOX 1840
CHARLESTON, SOUTH CAROLINA 29402
(803) 577-9425

W. ALEX DALLIS, JR.
(SC & US PATENT AND TRADEMARK OFFICE)

WILLIAM W. DREYFOOS
(SC & GA)

June 27, 1988

MEMORANDUM

TO: Mark Williams

FR: William W. Dreyfoos WWD

RE: Second Readings for the July 13, 1988 City Council Meeting

Enclosed are Second Reading Drafts of Ordinances 1988-20 (Beach Regulations) and 1988-24 (Vicious Dogs), as reviewed by the Engrossed Bills Committee on June 23, 1988.

To recapitulate the Engrossed Committee's review:

Ordinance 1988-20

1. In Section 7-3-1(d), extension of the designated swimming area was discussed and rejected.

2. In Section 7-3-5, some members expressed uneasiness with subsections (c) and (d). Note that these sections are verbatim duplications of Sections 50-21-110(1) and (2) of the State Code, respectively. Under Section 50-21-30(1) of the State Code, a municipal ordinance is authorized and will have legal effect only if it is identical to these sections of State law. Accordingly, in the context of an ordinance applicable to all waters of the City, City Council does not have the option to amend these subsections, but can delete them in their entirety from the proposed ordinance.

Note that this conclusion relates to an ordinance applicable city-wide. The best available legal analysis indicates that these limitations do not apply to activities occurring in the Atlantic Ocean. Thus, Council could pass an ordinance changing the provisions in subsections (c) and (d) as they apply exclusively to activities occurring in the ocean.

3. In Section 7-3-6, I indicated that there is some redundancy between these provisions and those in Section 7-3-5. These sections were drafted based upon the language of the 1986 Attorney General's opinion dealing with the City's regulatory powers in Breach Inlet and the Atlantic Ocean. Some members expressed uneasiness with subsections (b) and (c).

At the Engrossed Bills meeting, I forgot to mention that I want to modify the sixth WHEREAS clause to add a specific reference to authorization contained in the new Beach Management Act. Due to printing delays, I have not yet received a final copy of this Act from the Legislative Information Service, and therefore do not yet have a citation for this Act.

Ordinance 1988-24

1. In Section 2(B)(2), it was suggested that the words "because of its size, physical nature, or vicious propensity" in lines 1-2 be deleted.

2. There was a short discussion concerning the procedures by which the appelation "vicious dog" would be applied to a specific animal. In my opinion, under the current version of this ordinance, the ordinance would be activated when a City police officer, responding to an inquiry or complaint, investigated and made a finding that a person was harboring a dog that met the definition of "vicious dog", and then issued a citation on grounds that the "vicious dog" was not being kept in accordance with the ordinance. This would place the designation issue in municipal court, and a finding upholding the citation would serve to activitate the remaining portions of the ordinance.

If you believe the ordinance would be activated in a different manner, or believe that a new section re: activation is necessary to delineate exactly how the ordinance would work, please let me know.

CITY OF ISLE OF PALMS
ORDINANCE NO. 1988-24
Second Reading Draft - 7/13/88

AN ORDINANCE FOR THE REGULATION OF VICIOUS DOGS

WHEREAS, the City of Isle of Palms is charged with protecting the health, safety and welfare of the residents of and visitors to the City under Section 5-7-30 of the South Carolina Code of Laws, 1976, as amended; and

WHEREAS, City Council desires, and has a responsibility, to protect the residents of and visitors to the City from vicious dogs; and

WHEREAS, City Council has previously enacted ordinances regarding the regulation of vicious and diseased dogs, which are codified as Section 6-2-15 et seq. of the City Code; and

WHEREAS, City Council has been made aware of serious and legitimate concerns of City residents regarding the inadequate confinement of dogs which have made or may have a propensity to make unprovoked attacks on people; and

WHEREAS, City Council finds that many other municipalities throughout the country have identified this same issue, and have addressed it by approaches including completely banning vicious dogs from the municipality, imposing specific requirements re: the confinement of vicious dogs, requiring special registration of vicious dogs, and requiring owners of vicious dogs to carry liability insurance for personal injury caused by these animals; and

WHEREAS, City Council wishes to deal with this issue in a manner which provides for the safety of the City's residents and visitors, and also is fair to residents who wish to keep their pets despite a history or propensity for vicious behavior.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the Isle of Palms, South Carolina, in City Council assembled, that:

Section 1. Purpose. This Ordinance is adopted to protect the health, safety and welfare of residents of and visitors to the City of Isle of Palms against attacks from vicious dogs, including those belonging to the breed or breeds commonly known as pit bulls.

Section 2. Definition of Terms. As used in this ordinance:

A. "Owner" means any person, firm, corporation, organization organization or department possessing or harboring or having the care or custody of a dog.

B. "Vicious dog" means:

1. Any dog with a known propensity, tendency or disposition to attack unprovoked, to cause injury to, or otherwise threaten the safety of human beings or domestic animals; or

2. Any dog which because of its size, physical nature, or vicious propensity is capable of inflicting serious physical harm or death to humans and which would constitute a danger to human life or property if it were not kept in the manner required by this ordinance; or

3. Any dog which, without provocation, attacks or bites, or has attacked or bitten, a human being or domestic animal; or

4. Any dog owned or harbored primarily or in part for the purpose of dog fighting, or any dog trained for dog fighting.

C. A vicious dog is "unconfined" if the dog is not securely confined indoors or confined in a securely enclosed and locked pen or structure upon the premises of the owner of the dog.

1. The dog is not securely confined indoors if kept on a porch, patio or in any part of a house or structure that would allow the dog to exit such buildling on its own volition. Further, the dog is not securely confined indoors if kept in a house or structure when the windows or doors are open, or when screen windows or screen doors are the only obstacle(s) preventing the dog from exiting the structure.

2. To securely enclose the dog outdoors, the pen or structure must have secure sides and a secure top attached to the sides. If the pen or structure has no bottom secured to the sides, the sides must be embedded into the ground no less than one foot. All such pens or structures must be locked with a key or combination lock when the dog is within the structure. All such pens or structures must be adequately lighted and kept in a clean and sanitary

condition.

Section 3. Confinement. The owner of a vicious dog shall not suffer or permit the dog to go unconfined.

Section 4. Leash and Muzzle. The owner of a vicious dog shall not suffer or permit the dog to go beyond the premises of the owner unless the dog is securely muzzled and restrained by a chain or leash, and under the physical restraint of a responsible person. Such dogs may not be leashed to inanimate objects such as trees, posts, buildings, etc. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration, but shall prevent it from biting any human or animal.

Section 5. Signs. The owner of a vicious dog shall display in a prominent place on his or her premises a clearly visible warning sign indicating that there is a vicious dog on the premises. A similar sign is required to be posted on the pen or kennel of the animal.

Section 6. Dog Fighting. No person, firm, corporation, organization or department shall possess or harbor or maintain care of custody of any dog for the purpose of dog fighting, or train, torment, badger, bait or use any dog for the purpose of causing or encouraging the dog to attack human beings or domestic animals.

Section 7. Insurance. Owners of vicious dogs must within thirty (30) days of the effective date of this ordinance provide proof to the City Clerk of public liability insurance in the amount of at least One Hundred Thousand ($100,000.00) Dollars per person per injury, insuring the owner for any personal injuries inflicted by his or her vicious dog. Proof of such insurance for the entire, upcoming registration period must be provided by the owner at each subsequent registration of the animal, and shall be required prior to the issuance of such registration.

Section 8. Identification Photographs. [Reserved]

Section 9. Tattoo Required. [Reserved]

Section 10. Reporting of Change of Address, Change of Ownership, Birth of Offspring and Other Information. [Reserved]

Section 11. Reporting of Loose (Unconfined) Dog Required. [Reserved]

Section 12. Failure to Comply. It shall be unlawful for the owner, keeper or harborer of any vicious dog, as defined by this Ordinance, to fail to comply with the requirements and conditions set forth in this Ordinance. Any dog found to be the subject of a violation of this Ordinance shall be subject to immediate seizure and impoundment. In addition, continued failure to comply will result in the revocation of the license of such animal, requiring the immediate removal of the adnimal from the City.

Section 14. Penalties. Whoever violates any provision of this ordinance shall be guilty of a misdemeanor and may be punished by a fine not exceeding $200.00, or by imprisonment for a term not exceeding 30 days. Each day any violation of this Ordinance shall continue shall constitute a separate offense.

Section 15. Replacement of Section 6-2-15. This Ordinance shall replace the provisions of existing Section 6-2-15 of the City Code with respect to vicious dogs; however, the provisions of existing Section 6-2-15 shall continue to apply to diseased dogs.

Section 16. Severability. If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

Section 17. Effective Date. This Ordinance shall be effective upon its ratification by the City Council for the City of Isle of Palms.

PASSED, APPROVED AND ADOPTED BY THE MAYOR AND COUNCIL FOR THE CITY OF ISLE OF PALMS ON THIS ___________ DAY OF __________________, 1988.

____
CARMEN R. BUNCH, MAYOR

____
NELLIE S. McDUFFIE, CLERK-TREASURER

First Reading: _______________________

Second Reading: _____________________

Third Reading: _______________________

Ratification: ________________________

CITY OF ISLE OF PALMS
ORDINANCE NO. 1988-20
Second Reading Draft - 7/13/88

AN ORDINANCE TO PROTECT AND REGULATE THE USE OF THE CITY'S BEACHES AND MARINE RECREATION AREAS

WHEREAS, the beaches, waters, accessways, catwalks, public parking facilities and roads located within the City of Isle of Palms provide valuable and varied opportunities for recreation for the residents of the City and the public at large; and

WHEREAS, the number of people using the City's recreational resources has increased over time, and is expected to continue to increase; and

WHEREAS, City Council has a vital interest in preserving the safety of all people using the City's recreational resources; and

WHEREAS, City Council desires to safeguard the high quality of recreational opportunities that are now available to the residents of the City and the public at large within the City; and

WHEREAS, City Council has a vital interest in preserving the quality and integrity of the recreational resources, including the beaches, dunes and waters, located within the City; and

WHEREAS, the City is authorized under Sections 5-7-30, 5-7-140, 5-7-150 of the South Carolina Code of Laws, 1976, as amended, to adopt such regulations as are necessary and desirable to assure the public health, safety and welfare of all individuals using the beaches and recreation areas within the City.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the Isle of Palms, South Carolina, in City Council assembled, that:

Section 1. Purpose. This Ordinance is adopted to promote the recreational use of the City's beaches, marine resources and environs, and to restrict uses and activities that would interfere with or impede traditional recreational uses or endanger members of the public.

Section 2. New Title Created. Title 7, Chapter 3, entitled "Beach and Marine Recreation Regulations", is hereby created, and made a part of Code of Ordinances for the City of Isle of Palms.

Section 3. Beach and Marine Recreation Regulations Adopted. In order to assure the public health, safety and welfare of all individuals using the beaches and recreation areas within the City, the following regulations and restrictions are adopted, to read as follows:

Chapter 3
Beach and Marine Recreation Regulations

Sec. 7-3-1. Definitions. For the purposes of this chapter, the following terms, phrases, words and their derivations shall have the meaning given herein:

(a) "Beach" shall mean that area lying between the low water mark of the Atlantic Ocean and the easternmost property line of the property owned by private individuals or corporations, lying closest in proximity to the Atlantic Ocean, and shall extend out from the mean low water mark for a distance of one hundred fifty (150) yards into the water.

(b) "Boat" shall mean any watercraft, including sea planes when not airborne, sailboat, "jet ski", "aqua-trike" or similar type of water craft.

(c) "Designated areas" shall be defined as any portion of the beach designated by the Town Council for a special use, such as swimming, surfing, beaching of boats, etc.

(d) "Designated swimming areas" shall be the following sections of the beach: the portion of the beach lying between 10th Avenue and 14th Avenue.

(e) "Motorboat" shall mean any boat operated through use of a motor or motorized propulsion, including "jet skis", but excluding sailboats that use motors as an auxiliary means of propulsion.

Sec. 7-3-2. Vehicles Restricted. Existing Section 5-3-2 is renumbered and renamed as this Section.

Sec. 7-3-3. Littering on the Beach Prohibited. Existing Section 5-3-1 is renumbered and renamed as this Section.

Sec. 7-3-4. Use of Surfboards Restricted. Existing Section 5-3-3 is renumbered as this Section.

Sec. 7-3-5. Operation of Boats, Motorboats and Jet Skis Restricted.

(a) No person shall operate any motorboat or jet ski within any designated swimming area, except for authorized emergency boats.

(b) No person shall operate any motorboat or jet ski within the beach, except in case of emergency.

(c) No person may use any motorboat, boat or vessel, or manipulate any water skis, aquaplane, surfboard, or similar device in a negligent manner so as to endanger the life, limb or property of any person.

(d) No person may use any motorboat, boat or vessel, or use any water skis, aquaplane, surfboard or similar device while under the influence of alcohol, any narcotic drug, barbiturate, marijuana or hallucinogen.

Sec. 7-3-6. Beaching of Motorboats and Jet Skis Restricted.

(a) No person shall beach any motorboat or jet ski in any designated swimming area, except in case of emergency.

(b) No person shall propel or cause to move any motorboat or jet ski from the water onto the sand beach above mean low water in any designated swimming area, except in case of emergency.

(b) No person shall beach any motorboat or jet ski, or shall propel or cause to move any motorboat or jet ski from the water onto the sand beach above mean low water, except in case of emergency.

Sec. 7-3-7. Para-sailing Prohibited. No para-sailing operation shall be permitted within the police jurisdiction of the City.

Sec. 7-3-8. Refuse and Glass Prohibited on the Beach.

(a) No person shall bring, deposit or throw any drinking glass, glass bottle or glass receptical of any kind onto the beach or into the water adjacent to the beach.

(b) No person shall throw or deposit, or cause or permit to be thrown or deposited, any garbage, waste or refuse of any kind onto the beach or into the water adjacent to the beach.

Sec. 7-3-9. Public Nudity Prohibited. It shall be unlawful for any person to appear or travel on any beach, waterway, street, parking lot or public accessway in a state of nudity. A person shall be found in a state of nudity when his clothing or absence of clothing uncovers or exposes to public view his or her genitals, pubic area, buttocks, or the nipple or any portion of the areola of the human female breast.

Sec. 7-3-10. Limitations on Public Disrobing. No person shall disrobe, undress, dress or change his or her clothes, either in public view or within an automobile, truck or other vehicle, on either public or private property, such that he or she may be found to be in a state of public nudity.

Sec. 7-3-11. Overnight Sleeping on the Beach and Accessways Prohibited. No person shall sleep on the beach sand or dunes, beach accessways or Breach Inlet catwalks between the hours of 10:00 PM and 8:00 AM.

Sec. 7-3-12. Overnight Sleeping in Vehicles Prohibited. No person shall sleep within, on or under an automobile, truck or other vehicle located on any public or private street or road, parking lot or public accessway between the hours of 10:00 PM and 8:00 AM.

Sec. 7-3-13. Interference with Lifeguards. No person shall molest, harrass or interfere with the City's lifeguards in the performance of their duties.

Sec. 7-3-14. Restrictions on Animals on the Beach. [Reserved]

Sec. 7-3-15. Wildlife and Marine Life. In addition to any other applicable state or federal laws, no person shall physically harm, harass or otherwise disturb any sea turtle (including eggs and hatchlings) or any sea bird (including eggs and young). Beached or stranded sea turtles, whales or dolphins shall be reported immediately to the City police department.

Sec. 7-3-16. Fires on the Beach Restricted. No person shall build or start a fire on the beach except as permitted by the City Fire Chief.

Sec. 7-3-17. Fireworks on the Beach Restricted. No person shall discharge fireworks on the beach, except by permit from the City police department.

Sec. 7-3-18. Disturbing the Public Peace. No person shall attempt to attract the attention of the public to any political or commercial activity by the use of a loadspeaker or other sound amplification device either located on the beach or directed toward or intended to attract users of the beach, or to otherwise unreasonably disturb the peace of any person on the beach.

Sec. 7-3-19. <u>Commercial Activities Restricted</u>. No person shall sell or offer for sale any goods or merchandise, or solicit any trade or business, on the beach, accessways to the beach, public parking lots or the Beach Inlet catwalks, except under franchise from the City.

Sec. 7-3-20. <u>Dune Protection</u>

(a) No person shall alter, destroy or remove any portion of a sand dune, except by obtaining valid permits for contruction or development from all required governmental authorities.

(b) No person shall remove or otherwise destroy sea oats or any other vegetative matter growing out of the sand dunes.

Sec. 7-3-21. <u>Power to Recall Swimmers</u>. The duly appointed law enforcement officers of the City and lifeguards employed by the City shall have the power and authority to recall from the waters adjoining the beach any person who, in their discretion, shall be in danger of drowning or becoming imperiled, or who may imperil the safety of others, or when the condition of the wind, water, weather or any hazard, including the physical or metnal condition of the person in the water, shall be such as to constitute a danger to the health, life or safety of that person, rescue personnel or other persons within the waters.

Sec. 7-3-22 to 7-3-49. <u>Reserved</u>.

Sec. 7-3-50. <u>Fines and Penalties</u>. Any person who violates the provisions of this Chapter upon conviction shall be guilty of a misdemeanor and shall punished by a fine not exceeding $200.00 or by imprisonment for a term not exceeding 30 days, in the discretion of the judge of the city court. Each day any violation of any provision of this Chapter shall continue shall constitute a separate offense.

Section 4. <u>Severability</u>. If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

Section 5. Effective Date. This Ordinance shall be effective upon its ratification by the City Council for the City of Isle of Palms.

PASSED, APPROVED AND ADOPTED BY THE MAYOR AND COUNCIL FOR THE CITY OF ISLE OF PALMS ON THIS ________ DAY OF ______________, 1988.

____
CARMEN R. BUNCH, MAYOR

____
NELLIE S. McDUFFIE, CLERK-TREASURER

First Reading: ____________________

Second Reading: ____________________

Third Reading: ____________________

Ratification: ____________________

County of Charleston)
)
)
State of South Carolina)

RESOLUTION

Be it hereby resolved that the City Council of the City of Isle of Palms, South Carolina, does hereby authorize City Administrator Mark M. Williams to make application in his name for a bank credit card to be used for City business.

Resolved this 14th day of September, 1988.

Carmen R. Bunch

Carmen R. Bunch
Mayor

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk/ Treasurer

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: July 13, 1988, 7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen R. Bunch and began with the Pledge of Allegiance followed by an invocation and minute of silent prayer. Present were Councilmembers McDonald, Murph, O'Neal, Smiley, Swanson, and Orvin, Mayor Bunch, Administrator Williams, Planning Consultant David Cantey and Clerk/Treasurer Nell McDuffie. Absent were Councilmembers Ward and Calhoun.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of June 8, 1988 Regular Council Meeting - Councilmember Smiley made a motion to suspend with the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember McDonald. Motion carried.

2. Minutes of June 22, 1988 Special Council Meeting - Councilmember Murph made a motion to approve the minutes as submitted, seconded by Councilmember O'Neal. Councilmember Smiley stated that she would accept the minutes with an amendment regarding her comments about pay raises on page 1 under Item 1. Motion carried.

3. Minutes of June 27, 1988 Special Council Meeting - Councilmember Smiley made a motion to accept the minutes as submitted, seconded by Councilmember Murph. Motion carried.

C. CITIZENS' COMMENTS

1. Albert Schmidt, Lt. Commander of the U.S.S. Norwalk, stated that a charity beach party by officers of his ship had been planned on the beach and it had been their intent to serve beer and wine. Mr. Schmidt stated further that he had only recently discovered an ordinance prohibiting the consumption of alcohol on the beach and wanted to know if he could receive a permit or a special exemption from this ordinance. Mayor Bunch stated that she could ask for a vote on this matter or refer the matter to Engrossed Bills. Councilmember Smiley stated that this part of the agenda was for Citizens' Comments and that further discussion could be taken up under Miscellaneous Business.

2. William Sullivan - stated that he had recently launched a Hobiecat on 25th Avenue and was ticketed by a police officer for having his car on the beach. Mr. Sullivan asked the officer where he could legally launch the boat and the officer stated

that he thought hobiecats could be launched from Breach Inlet. Mr. Sullivan then asked City Hall and the Police Department and received no definitive answer. Mayor Bunch stated that this would be a matter to be referred to the Police and Public Safety Committee for study and evaluation.

3. Ed Clark - absent

4. Jamie Carr, chairman of the Accommodations Tax Advisory Committee, reported on the actions of the Committee and stated that they recommended that $100,000 of their $166,415 be reserved for the construction of restroom facilities. She said she was aware that a state grant of $29,000 had been approved and that the $29,000 coupled with the $100,000 would be sufficient funding to cover the cost of construction of bathroom facilities. Ms. Carr further stated that another recommendation of the Committee was that $50,000 should be applied to the note on the parking lot and $16,415 would remain that could be used as a contingency fund for tourism-related expenses. She stated further that the Committee felt very strongly about the urgent need for these facilities. Ms. Carr said that it was also presented to the Committee that approximately $130,000 in projected funds to be received in the next fiscal year would be used for the Fire Department, Public Works and the Police Department and that the Committee never made a recommendation on the expenditure of the funds for these purposes but did express some concern that this could be questioned as to it being tourism related. Ms. Carr asked that Council consider the Committee's recommendation and take action immediately for construction of bathroom facilities. Councilmember Smiley asked that the matter be brought up again under Ways & Means.

5. James Combs - expressed his objections to the closing of 13th Avenue. He stated that he had spoken with the Highway Department and was told that the closing of 13th Avenue would adversely affect the drainage on his street and part of Oak Harbor. Mr. Combs stated that he had sent a petition of 156 names to the Mayor opposing the closing of 13th Avenue. Mr. Combs suggested that the Council consider contracting garbage pickup in order to save money.

6. Don Stone - stated that he represented the Isle of Palms Commerce Association and was asked to convey to Council that the Merchants Association is in complete agreement with the recommendations of the Tax Advisory Committee and urged Council to initiate construction on bathroom facilities on Front Beach.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means

Mayor Bunch stated that the Chairman of Ways and Means was absent and that as she recalled, there had been discussion about Mrs. Wall agreeing to purchase part of the parking lot property on which she is encroaching, pending her loan approval. Councilmember O'Neal stated that it was also discussed that the Committee recommended Council loan or guarantee the loan of $500 to two police officers who had been invited to the Soviet Union and stated further that the Committee had recommended that Council proceed to look into loaning both officers the money for this trip. Councilmember O'Neal made a motion that the amount requested by the police officers be paid by the City and that it be divided between the two police officers and that the City loan them the balance. There was no second.

Councilmember Murph made a motion that if the Police Chief agrees, the money should come out of Meetings and Seminars. There was no second.

Councilmember Swanson made a motion that the City loan the police officers the amount they requested, seconded by Councilmember Orvin. Councilmember Swanson amended her motion by adding the phrase "with the approval of the Police Chief". Motion was seconded by Councilmember Orvin. Motion carried with one negative vote from Councilmember O'Neal who objected because he felt the City should pay part of the cost.

Mayor Bunch stated that several businesses had moved from one location to another and that rather than having them come in and change their license, she asked for a motion to allow these businesses to transfer their license from one location to another. Motion was made by Councilmember Murph, seconded by Councilmember Smiley. Motion carried.

At this point, Mayor Bunch stated that she had long been in favor of restroom facilities on the beach and that she had requested $489,900 from PRT, backed by BCD Council of Governments, and would be getting with them Friday. She stated that it was her hope that this facility would be something that could be more than just adequate.

Councilmember Smiley made a motion that this matter be referred back to Ways & Means in order that Council get specifics--type of structure, cost of maintenance, etc. Motion was seconded by Councilmember Orvin. Councilmember Smiley stated that should an expensive restroom facility ever have to be torn down, this would mean a loss of a great deal of money and that there were structures that could be disassembled easier than others.

Councilmember Murph made a motion that Council suspend the rules of order and procedure to allow Ms. Jamie Carr to speak, seconded by Councilmember Smiley. Motion carried. Ms. Carr stated that she felt there was a lot of uneducation among the Councilmembers regarding restroom facilities and that she had seen the plans for the restrooms and if they were not satisfactory, then something should be done about it. Mayor Bunch stated that bids had to be let, grading and drainage would have to be determined. Motion for this matter to be referred to Ways & Means carried.

Mayor Bunch asked Councilmember O'Neal to contact the Chairman of Ways & Means and schedule a special meeting and then contact the City Administrator. Mayor Bunch also asked Administrator Williams to contact the architects to get whatever information that would be needed. Councilmember Swanson asked that all Councilmembers attend the Ways & Means meeting so as to be informed.

Councilmember Orvin made a motion that the City rent port-o-lets for the rest of the season, seconded by Councilmember McDonald. Councilmember McDonald then amended his motion so that the Commerce Association could decide whether or not to use port-o-lets and if they would like to have 4 port-o-lets set up in the parking lot on a temporary basis. Motion was seconded by Councilmember Murph. Motion carried with negative votes cast by Mayor Bunch and Councilmember O'Neal.

2. Police and Public Safety (minutes attached)

Mayor Bunch stated that she had received a letter from Mr. Roy Burley complaining about dogs on the beach and the fact that drivers were still passing stopped traffic in the bike path. Mayor Bunch stated that the Highway Department had written a letter stating that it would be very difficult to eradicate markings to eliminate the bikepath without getting into extensive construction, but that their traffic engineers would be reviewing the matter.

Mayor Bunch stated that the City had sent a telegram to Hackensack, New Jersey expressing condolences to the families of those firemen killed in action in the car dealership fire.

3. Public Works (minutes attached)

Mayor Bunch stated that she had received a letter from John B. Garner commending Mr. Parrish and his staff. Mayor Bunch stated further that a letter had been received from Gerald Kaynard, attorney for the East Cooper Water Authority asking the City to pass an ordinance to withdraw from the Authority because the City apparently cannot be included in the Authority until the Connector is built. Councilmember Murph made a motion that the matter be turned over to our attorney so that the City might receive some assurance that the Isle of Palms will be able to get water in the future before it withdraws from the Authority. Motion was seconded by Councilmember Swanson. Motion carried.

Mayor Bunch stated that Charlie Way of the Isle of Palms Water Company had sent her a copy of a Consent Order that by September 1 the Water Company shall submit to the Department an approvable preliminary engineering report outlining plans they will employ to lower fluoride concentration.

4. Engrossed Bills (minutes attached)

5. Recreation Committee (minutes attached)

E. REPORTS FROM CITY OFFICERS, BOARDS, OR COMMISSIONS

1. Board of Adjustment - no report

2. Planning Commission (minutes attached)

Councilmember Swanson made a motion that a change be made in the plat submittal requirements to include the no-construction line, seconded by Councilmember Orvin. Motion carried.

a. Plats received:

Councilmember Smiley made a motion that Plats 1988-17, 1988-18, and 1988-19 (Items 1-3 on agenda) be referred back to the Board of Beach Patrol and Control and then forwarded on to Coastal Council, seconded by Councilmember Swanson. Motion carried with a negative vote from Councilmember Murph.

4. 1988-20: Plat showing re-subdivision of Lot 68 and Pond Tract "F", Block "G", Wild Dunes. Councilmember Smiley made a motion that Council accept Plat 1988-20, seconded by Councilmember McDonald. Motion carried.

5. 1988-21: Conditional plat showing re-subdivision of Tract "F", Block "E", 10 lots and portion of Tract "F", Block "F", 36 lots, Wild Dunes. Councilmember McDonald made a motion that Council approve Plat 1988-21, seconded by Councilmember O'Neal. Councilmember Smiley moved to amend the motion subject to the approval of the Fire Chief and Public Works, seconded by Councilmember McDonald. Motion carried.

6. 1988-22: Conditional plat showing the subdivision of Tract "E", Block "D", 28 lots and Tract "E", Block "H-2", Parcel 3a, 43 lots, Palmetto Drive and Back Bay Drive, Wild Dunes. Councilmember Murph made a motion that Council approve Plat 1988-22 with the condition that it be approved by the Fire Chief and Public Works, seconded by Councilmember McDonald. Motion carried.

7. 1988-23: Acreage plat showing revision of Tract "E", Block "M-2" located on Back Bay Drive, Wild Dunes. Withdrawn.

3. Building Committee

Chairman O'Neal stated that the architect had expressed a desire to continue working with the City realizing the new guidelines under which he would be working.

4. Beach Patrol and Control Board

No meeting

5. Personnel Committee

No meeting

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

Mayor Bunch stated that she had received a petition with 156 names opposing the closing of 13th Avenue and that it would be made a part of the minutes of the Council meeting.

H. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Ratification - Ordinance 1988-14, an ordinance to amend Section 5-1-12 of the Isle of Palms Code of Ordinances providing for the creation and establishment of a Fire District.

Councilmember Murph made a motion that Council ratify Ordinance 1988-14, seconded by Councilmember McDonald. Motion carried.

2. Second Reading - Ordinance 1988-20, an ordinance to protect and regulate the use of the City's beaches and marine recreation area.

Councilmember Swanson made a motion to delete Sections (c) and (d), seconded by Councilmember Orvin. Motion was defeated.

Councilmember Murph made a motion that the wording regarding parasailing should be changed to prohibit commercial operation of parasailing and not individual operation. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember O'Neal made a motion that the wording under Fireworks be changed from Police Department to Fire Department, seconded by Councilmember McDonald. Motion carried.

Councilmember Murph made a motion that the wording under "Dune Protection" be changed to coincide with state law wording in that sea oats may be removed from private property but not public property. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember O'Neal made a motion that Council approve the second reading of Ordinance 1988-20 with the changes that had been previously approved. Motion was seconded by Councilmember Orvin. Motion carried with two negative votes from Councilmembers Swanson and Orvin.

3. Second Reading - Ordinance 1988-24, an ordinance for the regulation of vicious dogs.

Councilmember O'Neal made a motion that Council accept the second reading with the deletion of the reference to pit bulls, seconded by Councilmember Swanson. Motion carried.

Councilmember O'Neal made a motion that Council delete any reference to "because of its size, physical nature, or vicious propensity". Motion was seconded by Councilmember Smiley. Motion carried.

Councilmember Smiley made a motion that Council accept the second reading of Ordinance 1988-24, seconded by Councilmember O'Neal. Motion carried.

I. INTRODUCTION OF NEW BILLS, RESOLUTIONS, AND PROCLAMATIONS

None

J. MISCELLANEOUS BUSINESS

Mayor Bunch stated that Lt. Commander Schmidt was still waiting for a decision by Council regarding allowing him to serve wine and beer on the beach. Administrator Williams stated that the only choice for City Council was to repeal the ordinance and that to allow just Mr. Schmidt to serve alcohol on the beach would be selective enforcement of a law. Councilmember O'Neal advised Commander Schmidt to call Larry McKay regarding use of the Citadel Beach Club.

Councilmember Smiley made a motion that the liability regarding beach walkovers be referred to the Public Works Department, seconded by Councilmember Murph. Motion carried.

Mayor Bunch stated that she had received a letter from the Highway Department advising that the Breach Inlet Bridge would be replaced.

Councilmember Murph made a motion that the handicapped walkover be repaired, seconded by Councilmember O'Neal. Motion carried.

Councilmember Murph made a motion to adjourn, seconded by Councilmember Smiley. Motion carried.

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch

Carmen R. Bunch
Mayor

8-10-88

Date

PUBLIC SAFETY

The Public Safety Committee met July 12, 1988. Present were members Murph, Swanson and Ward. Also Present were Chief Britton, Chief Allen and Mayor Burch.

FIRE DEPT.

The monthly report was discussed(see attached): The dept. answered 46 calls. 38 EMS calls and did 28 fire inspections.

Children from the Rec. Dept. toured station 2 and saw a movie "Learn Not To Burn".

The department is going to get 5 more volunteers to join as soon as possible.

The fish fry will be held Aug. 5 at the Rec. Department.

The Island Marathon was discussed and Chief Allen and Chief Britton will meet with the coordinators and discuss proper rules and regulations that must be followed before approval is given to hold the run on the Island.

The committee went into executive session to discuss personnel matters.

POLICE

Tom Geer requested passenger loading and unloading zones be placed in the front beach area. Chief Allen and Chief Britton to get information from the highway department.

The monthly report was discussed(see Attached). 3 DUIs and several drug related cases were handled by the department in June.

Chief Allen asked that all councilmembers get involved with the department to learn procedures and to get to know the officers.

There being no further business, the meeting was adjourned.

Respectfully Submitted

Thomas Murph, Chairman

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief Allen

FROM: Lt. Meade

DATE: 07-01-88

SUBJECT: Monthly Report for June, 1988

<u>Uniform Division:</u>

Total calls handled: 843

Total tickets written: 390

Total arrests: 26

Ticket breakdown by offense and issueing officer see page 2.

<u>Detective Division:</u>

Total cases cleared:

Total warrants served:

Total arrests (Charges)

Complete report see page 3.

<u>Narcotics Division:</u>

Total cases cleared: 21

Total number arrests: 33

Total arrests (Charges): 53

Complete report see page 4.

<u>Marine Patrol:</u>

Complete report page 5.

<u>Animal Control/Community Serivce:</u>

Complete report see page 6.

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief Allen

FROM: Lt. Meade

DATE: 07-01-88

SUBJECT: State/City Tickets Written in June, 1988

DUI - 3

DUS - 3

Speeding - 73

Parking - 180

Non-traffic - 44

Total traffic related - 132

Other - 258

Break down by individual officer:

Heide - 59

Lubert - 37

Griffin - 48

Eppright - 10

Dudley - 5

Mitchum - 62

Kimball - 36

McGraw - 78

Haselden - 3

± Total overtime for officers at Court June 47 hours

ISLE OF PALMS POLICE DEPARTMENT

TO: Lt. J.L. Meade

FROM: Det. Sgt. J.G. Johnson

DATE: 7-5-88

SUBJECT: Monthly Activity Report for June, 1988

Active cases at start of month - 13

Cases assigned during month - 5

Cases cleared by arrest - 2

Cases inactive - 13

Arrests and assists - 5

Interviews - 4

All other cases cleared - 2

Total cases cleared - 17

Active cases at end of month - 1

Warrants active at start of month - 20

Warrants issued during month - 11

Warrants served - 5

Warrants active end of month - 26

Recovered property value - $400.00

Assist other agencies - 8 hours

Training of K-9 - 30 hours

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief Norman Allen
THROUGH: LT. J.L. Meade

FROM: Cpl. B.D. Wilhite
Cpl. B.D. Wilhite

DATE: June 29th.,1988

SUBJECT: Monthly activity report for the month of June, 1988

During the month of June the following cases, arrrest, and charges were made by the Isle of Palms Narcotics Unit. The symbol * will indicate Multi-Jurisdictional cases that this unit participated in.

TYPES	CASES	ARREST	CHARGES
Drugs:	15	26	41
Drugs*:	2	1	1
Others:	4	6	11
Total:	21	33	53

During the month of June the following items were seized by the Isle of Palms Narcotics Unit.

DRUGS	AMOUNT	STREET VALUE
rijuana:	128.0grams	$640.00
Marijuana*:	6,621.44grams*	$33,107.00*
Cocaine:	1.8grams	$200.00
Crack Cocaine:	.7grams (12 rocks)	$240.00
Total	6,751.94grams	$34,187.00

PARAPHERNALIA & OTHER ITEMS SEIZED

Item:	(1) Triple Beam Scale	$75.00
Item:	Misc. Drug Paraphernalia	$30.00
Total		$105.00

MONIES SEIZED

Monies	Total Drug related monies seized for June	$181.00
Monies*:	Total drug related monies seized for June*	$3,800.00
Total		$3,981.00

TOTAL VALUE OF DRUGS SEIZEDIN JUNE:	$34,187.00
TOTAL VALUE OF PARAPHERNALIA & OTHER ITEMS SEIZED:	$105.00
TOTAL VALUE OF DRUG RELATED MONIES SEIZED IN JUNE:	$3,981.00
TOTAL VALUE OF ALL NARCOTICS SEIZURES FOR THE MONTH OF JUNE:	$38,273.00

ISLE OF PALMS POLICE DEPARTMENT

TO: LT. J. MEADE

FROM: SGT. M. MEINERS

DATE: 7-1-88

SUBJECT: BOAT INFORMATION

AS YOU KNOW THE MARINE PATROL UNIT IS CURRENTLY ON A HOLD PATTERN FOR OBVIOUS REASONS. HOWEVER, I DID WANT TO INFORM YOU ON SEVERAL MATTERS THAT HAVE OCCURED IN THE LAST SEVERAL WEEKS.

1. IN THE MONTH OF JUNE SEVERAL PLEASURE BOATS HAVE BEEN RUNNING ABOUT THE SWIMMERS AREA ON THE FRONT BEACH.
2. ON APPROXIMATELY 6-27-88 WE HAD ANOTHER THEFT FROM A BOAT IN WILD DUNES.
3. ON 6-28-88 I OBSERVED AN 18' RUNABOUT BOAT LEAVING THE DOCK OF THE TEXACO STATION MARINA WITH 16 PERSONS ABOARD.SEVERAL MINUTES LATER A 17' BOAT LEFT THE MARINA WITH 13 PERSONS ABOARD AND 2 SMALL CHILDREN.
4. ON 6-15-88 THE ISLE OF PALMS WAS INVOLVED IN HELPING A BABY WHALE THAT WAS TRYING TO BEACH ITS SELF BECAUSE HE HAD BEEN ATTACKED BY SHARKS. WE THEN TOOK STEPS TO HAVE ONE OF THE OFFICERS PRIVATE BOATS IN THE WATER AND HEAD TOWARDS THE FRONT BEACH AREA FOR THE SAFETY OF THE SWIMMERS SINCE SHARKS WERE IN THE AREA.
5. IN MAY WE WERE ALSO NOTIFIED THAT A BOAT WAS SINKING OFF OF SULLIVANS ISLAND.
6. ON 7-1-88 THE ISLE OF PALMS RECEIVED A CALL TO ASSIST A BOATER IN TROUBLE THE DISPATCHER DID NOTIFY THE WILDLIFE PEOPLE AND THEY DID COME OUT AND SIGNED OUT ONE OF OUR RADIOS SO AS TO HAVE COMMUNICATION WITH THE ISLE OF PALMS POLICE DEPT.

ALTHOUGH NONE WERE IN THE LIFE THREATENING STAGE IT COULD WELL HAVE BEEN AND IN ALL CASES THE ISLE OF PALMS COULD OF ASSISTED IN ALL OF THESE CALLS IF WE HAD OUR VESSEL.

ISLE OF PALMS FIRE . PARTMENT
MONTHLY REPORT - JUNE 1988

	CITY	DIST.1	DIST.2	DIST.3	MUTUAL AID
TOTAL ALARMS	46	24	7	12	3
STRUCTURE FIRES (NOT WORKING)	1			1	
STRUCTURE FIRES (WORKING)					
VEHICLE FIRES					
BRUSH & WOODS	3	2	1		
WRECKS (NON-ENTRAPMENT)	1			1	
WRECKS (ENTRAPMENT)					
EMS ASSIST	38	22	4	9	3
PUBLIC ASSIST					
FALSE ALARM (UNINTENTIONAL)	2		1	1	
FALSE ALARM (MALICIOUS)					
MISCELLANEOUS	1		1		

FIRE INVESTIGATIONS: ____ STRUCTURES ____, VEHICLES ____, OTHER ____

INCINDIARY ____ STRUCTURES ____, VEHICLES ____, OTHER ____

FIRE INSPECTIONS 28

FIRE PRE-PLANS ____

PUBLIC RELATIONS ACTIVITIES Kids from recreation toured Station 2 on June 24, 1988

Police Department used the classroom at Station 2 for a Radar Class on June 23 & 24, 1988

88-160 DOA mutual aid call - Sullivan's Island

88-154 Structure fire call - shorted hot water heater, no fire

DISTRICT 1

PROPERTY VALUE $ ____
PROPERTY DAMAGE$ ____
PROPERTY SAVED $ ____
WATER USED GAL. 25

DISTRICT 2

PROPERTY VALUE $ ____
PROPERTY DAMAGE$ ____
PROPERTY SAVED $ ____
WATER USED GAL. 100

DISTRICT 3

PROPERTY VALUE $ ____
PROPERTY DAMAGE$ ____
PROPERTY SAVED $ ____
WATER USED GAL. ____

CITY

TOTAL PROPERTY VALUE $ ____
TOTAL PROPERTY DAMAGED $ ____
TOTAL PROPERTY SAVED $ ____
TOTAL WATER USED GAL. 125

____ FULL ARRESTS
____ FULL ARRESTS (REVIVED)

INJURIES/FATALITIES

FIRE DEPARTMENT PERSONNEL
____ FIRE RELATED INJURIES
____ FIRE RELATED FATALITIES
____ OTHER INJURIES
____ OTHER FATALITIES

PUBLIC
____ FIRE RELATED INJURIES
____ FIRE RELATED FATALITIES
____ ENTRAPMENT INJURIES
____ ENTRAPMENT FATALITIES
39 OTHER INJURIES
1 OTHER FATALITIES

ISLE OF PALMS FIRE DEPARTMENT

EMS CALLS

A - Mutual aid
 - Transported
T - Non-transport

ATE	ADDRESS	EMS	DIST.	ACTION TAKEN
6-04-88	1013 Ocean Blvd.	NT	1	cut on leg/assist EMS
6-04-88	Palm & 46th Avenue	T	3	asst.pt. for trans./took vital
6-05-88	#13-56th Avenue	T	3	fall-took vit./assist EMS
6-07-88	1511 Palm Blvd.	NT-POV	1	Fall-checked vitals
6-08-88	J.C. Long Blvd.	NT	1	cuts & bruises/refused treat.
6-09-88	709 Ocean Blvd.	NT	1	nose bleed/stopped bleeding
6-10-88	923 Middle Street, Sullivan's Island	NT	MA	cut thumb/assist EMS
6-10-88	1301 Palm Blvd.	T	1	chest pain,O2/assist EMS
6-11-88	#12-2nd Avenue	T	1	fall/assist EMS
6-12-88	1301 Palm Blvd.	NT	1	fall-cleaned wounds-advised to see doct.
6-13-88	2602 Cameron	T	1	auto accident/assist EMS
[illegible]4-88	#24-41st Avenue	NT	2	back pain/assist patient
6-14-88	#34-24th Avenue	T	1	hemorrhaging/assist EMS
6-15-88	21st & Palms Blvd.	NT	1	cut foot/bandaged
6-15-88	Cabana #1, Wild Dunes	T	3	dislocated knee/assist EMS
6-15-88	Cabana #1, Wild Dunes	T	3	possible broken hand/asst. EMS
6-15-88	1008 Ocean Blvd., Windjammer	T	1	assault-rgt. eye/assist EMS
6-16-88	711 Ocean Blvd.	NT	1	cut to head/assist EMS
6-18-88	#12-27th Avenue	T	1	chest pains/assist EMS
6-18-88	1105 Ocean Club Villas	NT	3	sting/assist EMS
6-19-88	10 Dunecrest	T	3	chest pains/assist EMS
6-19-88	1206 Palm Blvd.	NT	1	fainted/refused transport
6-19-88	6000 Palm Blvd., Cabana II	NT	3	poss. broken hand/splinted-assist EMS
6-19-88	#7-34th Avenue	T	2	resp. O2/assist EMS
6-19-88	210 Carolina Blvd.	T	1	resp. O2/assist EMS
6-20-88	Palmetto Drive, Wild Dunes	T	3	Seizure/assist EMS
6-21-88	4403 Ocean Club Villas, Wild Dunes	T	3	broken shoulder/splinted-assisted EMS
6-21-88	1012 Ocean Blvd.	T	1	chest pains/assist EMS
6-[illegible]-88	703 Carolina Blvd.	T	1	nose bleed/assist EMS
6-24-88	11th & Palm Blvd.	T	1	auto-Ped/assisted EMS
6-24-88	1048 Port-A-Call	T	3	pregnancy/assist EMS

ISLE OF PALMS FIRE DEPARTMENT

EMS CALLS

MA - Mutual aid
T - Transported
NT - Non-transport

DATE	ADDRESS	EMS	DIST.	ACTION TAKEN
6-26-88	1182 Ocean Blvd.	NT	1	cuts/cleaned & bandaged
6-26-88	1008 Ocean Blvd.	NT	1	cuts/cleaned & bandaged
6-27-88	2057 Middle St., Sullivan's Island	NT	MA	DOA/confirmed death
6-28-88	1400 Ocean Blvd.	NT	1	fainting/refused transport
6-28-88	46th Avenue-beach	NT	3	cut foot/transp. IOPPD
6-28-88	1410 Ocean Club Villas, Wild Dunes	T	3	chest pains/assist EMS
6-29-88	#50-41st Avenue	T	2	chocking/assist EMS
6-29-88	Station 22½ Sullivan's Isl.	T	MA	chest injury/assist EMS

JUNE 1988 TRAINING REPORT

PAID PERSONNEL SUBJECTS	HOURS
1) FIRE APPARATUS	164
2) COMMUNICATIONS	10
3) RESCUE	15
4) HYDRANTS	35
5) FIRE HOSE	27
6) DRIVER TRAINING	10
7) FIRST AID	15
SPECIAL CLASSES	
1) S.C.F.A. PREPARING FOR INCIDENT COMMAND	32
2) S.C.F.A. PREPARING FOR INCIDENT COMMAND INSTRUCTOR COURSE	16
3) E.M.T. COURSE	36
4) S.C.F.A. INTRODUCTION TO INTERIOR STRUCTURAL FIREFIGHTING	36
5) MEDUCARE HELICOPTER COURSE	16
PAID PERSONNEL TOTAL MANHOURS	412
PARTICIPATING PERSONNEL	14
AVERAGE MANHOURS	29.43

VOLUNTEER TRAINING	HOURS
1) GROUND LADDERS	36
2) HURRICANE PREPAREDNESS	28
3) MEDUCARE HELICOPTER COURSE	12
VOLUNTEER TOTAL MANHOURS	76
PARTICIPATING VOLUNTEERS	9
AVERAGE MANHOURS	8.44

PUBLIC WOKS COMMITTEE

The Public Works Committee met June 29, 1988, at 7:00 p. m. Present were Councilmembers McDonald, Smiley, Orvin, Mayor Bunch and Superintendent Parrish.

The Committee asked Mr. Parrish if he would get some quoted prices for street lights that would be placed in the Wildwood Subdivision. They asked for prices that would be charged for the homeowners if they were to purchase the lights. Also a price that would be charged if the City purchased the lights.

The Committee asked Mr. Parrish to check on a tree that was growing on the outside of the tennis court at the Recreation Department.

Also discussed was the fiscal budget.

Meeting adjourned.

Respectfully submitted,

Leo McDonald

Leo McDonald
Chairman

ENGROSSED BILLS
JUNE 22, 1988

A MEETING OF THE ENGROSSED BILLS COMMITTEE WAS HELD ON JUNE 22, 1988 AT 6:00PM AT CITY HALL WITH MEMBERS MURPH, CALHOUN, AND O'NEAL PRESENT. ALSO PRESENT WERE MAYOR BUNCH, ADMINISTRATOR WILLIAMS, COUNCIL MEMBER SWANSON, AND ATTORNEY DREYFOOS.

DISCUSSION WAS HELD ON ORDINANCE 1988-20 CONCERNING REGULATION OF BEACH AND MARINE AREAS.

DISCUSSION ON ORDINANCE 1988-24 CONCERNING VICIOUS DOGS RESULTED IN RECOMMENDATION THAT PORTION OF SECTION 2B2 CONCERNING SIZE, PHYSICAL NATURE, OR VICIOUS PROPENSITY BE DELETED

ORDINANCES 1988-21,22, & 23 WERE REVIEWED AND GENERAL DISCUSSION HELD. DUE TO THE NATURE OF THE CHANGES IN THE ZONING AS PROPOSED, NO RECOMMENDATIONS ARE MADE AS there SHOULD BE A SEPARATE COUNCIL MEETING TO DISCUSS THESE CHANGES AND THE ASSOCIATED MAPS IN DETAIL BY ALL COUNCIL MEMBERS.

HARRY S. O'NEAL
CHAIRMAN

RECREATION COMMITTEE

DATE: June 27, 1988 (Changed from July 4th)

PRESENT: Chairman Smiley, Councilmember~~s~~ ~~Swanson and~~ Orvin,
Commission Chairman K. Carroll, Mayor Bunch
(K. Leopold was out of town)

Mrs. Allred, a resident on 30th Avenue, addressed the Committee, regarding the behavior of some young people at the playground in the picnic area on Sunday at noon when she and her family went there. She reported the use of profanity, lying on the tables, and general disregard for others and the rules of the Recreation Department.

A general discussion was held regarding many of the behavioral problems we are having at the playground area. It is hoped that there will be some improvement in the situation with the hiring of a new person in the evenings. The building will be open and supervised by this employee from 5 to 10 each night of the week, on Saturday from 5 to 10:30, on Sunday from 1 until 6. The men will use the gym for basketball from 6:00 until 11:00 on Sundays.

The teenagers washed cars on Saturday and made $175. It was a great success. Pizza for the hard workers was donated by the City and Alano's.

The Commission is getting estimates on the concession stand with restrooms. Also, the Commission has been approached by the owner of the large schooner docked at the Marina. It has been suggested that we might like to take this boat on as a recreational project.

ISLE OF PALMS PLANNING COMMISSION MINUTES
June 29, 1988

The meeting was called to order at 5:40 p.m. Attending were Lonnie Moyer, Ned Oakley, Geoffrey Woodard, Ken Palka, Guy Taylor, Hugh Morrow and David Cantey. Absent was Sandy Sandeford.

PUBLIC HEARING

1. Proposed revisions to Section 5-4-25, non-conforming uses.

Mr. Cantey read the proposed ordinance and indicated the main differences with the present code (copy attached with changes highlighted). Chairman Moyer then opened the meeting for public comment.

Mr. Ed Fellabom of 4 Live Oak Drive, Chairman of the Board of Adjustment, had several questions and comments. He asked if these amendments would affect the requirements of the FEMA flood hazard program. Mr. Cantey stated that these regulations would not impact FEMA regulations and that FEMA requirements are separate from the zoning code. Mr. Fellabom also asked if the proposed zoning classifications would increase/decrease the number of non-conforming structures and stated that he felt that the number of non-conforming structures needed to be addressed. Mr. Fellabom also urged that the ordinance be written as specifically as possible to avoid any confusion. He stated that the term "alterations" is confusing and needs to be improved. Mr. Fellabom questioned the policy to allow the re-building of non-conforming structures and stated that he was concerned with the statement that all non-conforming structures shall conform. Mr. Cantey stated that the cessation clause establishes timetables for only signs, fences, shipping containers, and abandoned vehicles and added that the purpose of this proposal is to improve the interpretation.

Mayor Bunch expressed concerns over not allowing non-conforming residences to be re-built after a storm. Mr. Cantey stated that non-conforming residential uses would have to be re-built as single family residences within the setback requirements.

Mayor Bunch questioned the enforcement of the 48-hour time period on removal of damaged vehicles.

Marge Swanson of 1700 Dunes Boulevard stated that the section dealing with abandoned vehicles should be deleted.

Russ Stemke of 3506 Hartnett Boulevard stated that a vehicle kept in a garage will not have any impact on the neighborhood. He asked if, for example, rotting sections of a non-conforming use could be replaced. Mr. Cantey stated that it is the intent of the ordinance to allow such improvements.

Mary Eller of 3614 Waterway Boulevard stated that non-conforming uses were established prior to zoning. She stated that no structural changes means that no change is allowed to any structure from its original house plan at the time the ordinance was adopted. Those individuals in the non-conforming uses have an advantage and should be restricted. She stated that the 18-month over a two-year period in terms of defining abandonment of use should be deleted.

Don Bolger of 3500 Hartnett Boulevard requested the 48-hour time period on damaged cars be removed.

Jim Coates of 1203 Palm Boulevard reiterated Mr. Bolger's comments.

Chairman Moyer closed the public hearing portion of the meeting. No action was taken on the proposed ordinance.

Mr. Morrow motioned to approve the minutes, seconded by Mr. Taylor. Motion carried.

OLD BUSINESS

1. Relinquishment of Right-of-Way, 36th Avenue.

Mr. Cantey stated that the Commission had concerns with notations regarding a prescriptive easement and the fence encroachment. The prescriptive easement notation has been replaced with an additional indication of a path. A previous plat did not indicate a fence on Mr. Stemke's property. Mr. Oliver stated that it is Mr. Stemke's fence. Mr. Taylor stated that Mr. Oliver does not claim the fence and, therefore, it should not be on the plat.

Mr. Taylor motioned to approve the plat with the condition that the fence along the rear property line be removed. Mr. Palka seconded the motion. Mr. Oliver stated that a path does not exist. Mr. Taylor requested to offer a new motion. Mr. Palka withdrew his second. Mr. Taylor then motioned to approve the plat provided that the reference to a fence along lot 12/S and the path notation be removed. Motion was seconded by Mr. Palka. Motion carried.

NEW BUSINESS

1. Plat showing the abandonment of an existing 60' right-of-way known as Thirty-Ninth Avenue.

Mr. Cantey stated that this abandonment includes a 10-foot easement (5 feet on each side). The 10-foot strip provides beach access.

Mr. Oakley motioned to approve the plat as submitted. Mr. Taylor seconded the motion. Mr. Taylor asked if the property owners had reviewed the plat. Mr. Taylor withdrew his second. Mr. Oakley withdrew his motion. Mr. Oakley then motioned to approve the plat with some documentation that the property owners are aware of the easement. Mr. Taylor seconded the motion. Motion carried.

2. Conceptual Master Plan, the Grand Pavilion.

Mr. Mark Permar of Wild Dunes stated that the difference between this plan and the previously approved plan are as follows: the five-story condominiums (60 units) have been reduced to 32 fee simple duplexes; the 60-room inn and the other 64 condominium units have been reduced to 60 condominium units (duplex units). The pavilion will be a restaurant/meeting area. A second entrance is maintained.

Mr. Morrow asked how the Beachfront Management Bill affects the plans. Mr. Permar stated that the setback as previously submitted is maintained. The no construction setback line may impact the pool. The buildings will not be affected. Any impact from the "no construction zone" will require a revision from Wild Dunes.

Mr. Cantey expressed some concern about the possibility of the City approving lots that the Coastal Council may determine as non-buildable. Mr. Permar stated that, in his opinion, this will not occur.

Mr. Taylor asked if an inn is still a possibility within Wild Dunes. Mr. Permar stated that it is a possibility, but not probable.

Mr. Oakley motioned to accept the Conceptual Plan. Mr. Palka seconded the motion. Motion carried.

3. Acreage Plat showing the subdivision of Tract "A", Block "T", and Conditional Plat showing subdivision of Tract "A", Block "T", Parcel 9 and Tract "A", Block "T", Parcel 17, Wild Dunes.

Mr. Oakley motioned to approve the plats, seconded by Mr. Palka. Motion carried.

4. Conditional Plat showing the subdivision of Tract "E", Block "E", and Tract "E", Block "H-2", Parcel 3a.

Mr. Taylor asked if any lots had been sold. Mr. Foster Clark stated that they had. Mr. Taylor asked how Wild Dunes can add an easement after a lot has been sold. Mr. Cantey stated that such a note exists on the plat. He added that the Commission's original recommendations for plat submittal required that all easements be shown on preliminary plats. This suggestion was changed prior to City Council adoption. Mr. Taylor stated that this was the first time that a revised conditional plat had been submitted which imposes an easement on property that has been sold and that he objected to this practice.

Mr. Oakley motioned to approve the plat. Mr. Palka seconded the motion. Motion carried. Mr. Taylor abstained.

5. Conditional Plat of Tract "F", Block "E", and a portion of Tract "F", Block "F", Wild Dunes.

Mr. Oakley motioned for approval. Motion was seconded by Mr. Palka. Motion carried.

6. Plat showing re-subdivision of Lot 68, and Pond Tract "F", Block "G", Wild Dunes.

Mr. Oakley motioned for approval, seconded by Mr. Palka. Motion carried.

NEW BUSINESS

1. Mr. Taylor motioned to amend the plat submittal requirements to require the "no construction line" as determined through the Beach Management Bill. Motion was seconded by Mr. Morrow. Motion carried.

Meeting adjourned at 6:45 p.m.

PROPOSED ZONING AMENDMENTS

NONCONFORMING LOTS, STRUCTURES AND USES

Purpose

Nonconformities in the use and development of land and buildings are to be avoided, or eliminated wherever or whenever possible, execpt when necessary to preserve property rights established prior to the official date of these regulations and when necessary to promote the general welfare and to protect the character of surrounding property.

Nonconforming Lots

a. Continuance of Nonconforming Lots: Subject to all limitations herein set forth, any nonconforming lot may continue without change in boundaries and may be utilized or developed provided that the uses and development are authorized by these regulations. If, however, the owner of two or more adjoining nonconforming lots decides to build on or sell off these lots, he must combine them to comply with the minimal dimensional requirements of this Ordinance. Where but one lot is involved, the owner may use such lot provided the dimensional requirements, including front, side and rear yard setbacks are reduced no more than twenty (20) percent. If a variance greater than twenty (20) percent is required to accommodate the proposed use of said lot, a request for relief from the requirements of this Section must be filed with the Board of Adjustment.

b. Discontinuance of Nonconforming Lots: Any lot which is made conforming by combining with other lots for purpose of sale or development, or by subdividing or resubdividing, thereafter shall be recognized as a conforming lot and shall comply in full with the provisions of these regulations.

Nonconforming Structures and Uses

Where buildings or uses legally existing on the effective date of this Ordinance or any subsequent amendment thereto, are not in conformity with the provisions of this Ordinance, it is the intent and purpose of this Section to declare such buildings and uses within the City of Isle of Palms to be nonconforming and detrimental to the orderly development of the City and to eliminate such nonconforming uses and buildings as quickly as possible consistent with the rights of the owners and users thereof, for the purpose of protecting the public health, safety and general welfare.

a. Continuing Existing Uses: Any use, building or structure existing at the time of the enactment of this Ordinance which does not conform with the provisions of this Ordinance for the district in which it is located shall be deemed to be a nonconforming use and may be continued only as hereinafter specified, provided, however, that this Section does not apply to any use, building or structure established in violation of the Zoning Ordinance previously in effect, unless such use, building or structure now conforms with this Ordinance.

b. Repairs, Alterations and Maintenance: Ordinary nonstructural repairs, alterations or maintance may be made to a nonconforming structure as required to keep it in sound condition. Alterations or repairs of a structural nature to a nonconforming structure shall not be permitted except such as are required by law or ordinance or authorized by the Building Inspector, provided, however, that structural alterations or repairs may be made to a nonconforming residential structure, which is used for residential purposes. Nothing in this Ordinance shall prevent the strengthening or restoring to a safe condition of any part of any building or structure declared unsafe by proper authority.

c. Change of Use: A nonconforming building or land use shall not be changed to another nonconforming use.

d. Adandonment of Use:

1. Definition: As used herein a use shall be deemed to have been abandoned when it has been discontinued, whether temporarily or permanently, with the intent to abandon said use. Evidence of abandonment shall include, but not limited to lack of use vacancy for at least twelve (12) consecutive months, or for eighteen (18) accumulated months in a two (2) year period, or by substituting a conforming use.

2. A nonconforming use of a building or land which has been declared abandoned shall not thereafter be re-established except in conformity with the provisions of the Ordinance.

e. Restoration of Damaged Structures: Any nonconforming building damaged more than fifty percent (50%) of its then reasonable replacement value at the time of damage by fire, flood, explosion, wind, earthquake, war, riot or other calamity or act of God, shall not be restored or reconstructed and used as before such happenings; but if less than fifty (50%) percent damaged, it may be restored, reconstructed or used as before; provided that such reconstruction shall be started within six (6) months of such happenings; provided, however, that the foregoing requirements prohibiting restoration, or reconstruction may be modified by the Planninng Commission for duplex or multi-family dwellings located in the SR-1 or SR-2 zone or to buildings nonconforming only on the basis of yard or height requirements.

For purposes of this Section, the percentage of damage shall be calculated by dividing the estimated cost of restoring the structure as nearly as possible to its condition prior to the occurrence, by the estimated market value of the structure (excluding the value of the land) immediately prior to the occurrence.

f. Extension: A nonconforming use of land or building may not be enlarged or extended to occupy additional land area not utilized for such nonconforming use or building as of the date of enactment of this Ordinance.

g. Construction Approved Prior to Ordiance: Nothing herein contained shall require any change in plans, construction, or designated use of a building for which the land owner can establish that he has a vested right to continue such use though it does not conform to the Ordinance. Such buildings shall be deemed to be a nonconforming use and shall thereafter be subject to the regulations set forth herein.

h. Cessation: All nonconforming uses of land shall be discontinued, and all nonconforming buildings or structures shall be torn down, altered, or otherwise made to conform with the provisions of this Ordinance within the following periods of time after said Ordinance is enacted into law.

1. Nonconforming signs shall be brought into compliance by removal, relocation or alteration within two (2) years from the effective date of this restriction.

2. Nonconforming fences, hedges, shrubbery and signs impending vision at intersections shall be brought into compliance by removal, relocation or alteration within ninety (90) days from the effective date of this Ordinance.

3. Nonconforming shipping containers, tractor trailer containers and similar structures shall be brought into compliance within one (1) year from the effective date of this Ordinance.

4. In every residential district it shall be unlawful to keep, store or otherwise maintain indoors or outdoors, for a period in excess of forty-eight (48) hours any motor vehicle which has been damaged by wreck, collision or otherwise to such an extent that the cost of repairs exceeds the value of such vehicle after repair, or which is otherwise incapable of economical repair. Nothing herein contained shall be deemed to prohibit the restoration of antique automobiles or other motor vehicles of special value. In exeeptional circumstances, the City Council may grant one or more extensions of time beyond forty-eight (48) hours herein prescribed.

i. Where the automobile parking facilities are insufficient to meet the standards set in this Ordinance, or such facilities have been provided for buildings constructed prior to the effective date of this Ordinance, such buildings may not be altered nor any additional facilities be provided within such buildings until after the requirements for off-street parking shall have been satisfied for those facilities thus added or enlarged.

June 20, 1988

Minutes of Advisory Accommodations Tax Committee Meeting

On Tuesday, June 20, 1988, the Isle of Palms Advisory Accommodations Tax Committee held a meeting at 4:00 p.m. at the City Hall. The meeting was attended by the following: Jamie Carr (Chairman), Nancy Stedman (Vice Chairman), Henry Finch jr., and James Matthews. Members that were unable to attend included: Brenda Smith, Diane Shiver, and Brian Kernaghan. Mark Williams and Mayor Bunch attended as representatives of the city.

At the meeting, an updated Accommodations Tax Fund Report was distributed to members. The report indicated the year-to-date balances to be: 25% Tourism Promotion Fund - $47,463.18; 75% Tourism Related Fund - $175,915.19. The committee was informed that there were two expenditures to be recorded. One was an expenditure of $5,000 to be allocated to the 25% Promotion Fund and the second expenditure was $9,500 to be allocated to the 75% Tourism Related Fund. The $5,000 was for the promotion of the USTA Men's Clay Court Tennis Tournament and the $9,500 was for a generator for the Police Department. These expenditures reduced the balances to $42,463.18 in the 25% Tourism Promotion Fund and $166,415.19 in the 75% Tourism Related Fund.

The committee was asked to make recommendations for the 75% Tourism Related Fund. The balance of $166,415.19 included $75,000 that had been previously recommended and approved to be reserved for the construction of a public restroom facility. The committee was also informed that the city recently received a state grant for $29,000 for the construction of this facility. Mark Williams indicated that the construction of the facility would cost approximately $125,000.

When the committee was asked for recommendations, Nancy Stedman discussed the Island Celebration and plans for improvement and expansion. She said that the 1987 festival was in the black and that she will not have any estimate on projected 1988 costs until approximately August. At that time, a meeting with John Chumbley, the proposed director of the 1988 event, is scheduled.

After a lengthly discussion, the members of the committee unanimously approved and will recommend to the city council that $100,000 from the fund be reserved for the construction of the restroom facility. This means that an additional $25,000 will be reserved for the facility in addition to the $75,000 that has already been approved for the facility.

The committee also unanimously approved $50,000 to be applied to the note on the parking lot and that the remaining $16,415.19 be established as a contingency fund for tourism related expenses.

The committee was also presented with a proposal that of the projected receipts to be collected in the 1988-1989 fiscal year, the following expenditures be made from the 75% Accommodations Tax Fund: $34,933 - Fire Department; $43,970 - Public Works; $51,997 - Police Department. There was much discussion regarding whether these could be considered tourism-related expenses. It was suggested by Jim Matthews that the city explore funding the payment of the parking lot note through these funds. This was suggested due to the fact that there could be very little challenge to the utilization of these funds for that purpose; whereas, the expenditures as planned could possibly be challenged. The other committee members agreed with Jim Matthews' suggestion.

The meeting was adjourned.

BEACHSIDE

Real Estate, Inc.

July 11, 1988

Mr. Mark Williams, City Administrator
Isle of Palms City Hall
P.O. Drawer Q
Isle of Palms, SC 29451

Dear Mr. Williams:

Beachside Real Estate, Inc. requests an address change on our business license. Our new address is 1517 F Palm Boulevard. Our old address was 1202 B Palms Boulevard.

Thank you for your help.

Very truly yours,

Ed Clark

Edward W. Clark
Broker in Charge
Beachside Real Estate, Inc.

SPECIAL CITY COUNCIL MEETING MINUTES
June 27, 1988

Mayor Bunch called the meeting to order at 7:00 p. m. Present were all Councilmembers except for Councilmember McDonald. Also present were Administator Williams, Clerk-Treasurer McDuffie, and City Attorney Dreyfoos.

Mayor Bunch stated that under Section 7-1-22 of the City Code, a situation had arisen whereby City Council would be required to review the business license of Wally McKee's Bar & Grill. Mayor Bunch stated that this meeting was called to give the licensee an opportunity to make a presentation to City Council if he so desired. Mayor Bunch said that Malcolm Burgis, licensee, had written to Council a letter stating that potential violations of the business license ordinance had been corrected. Mayor Bunch stated that she agreed with the corrective action Mr. Burgis had taken and stated futher that according to City ordinance, it was necessary that these proceedings follow the procedural steps taken by Council and see them through to fruition. Mayor Bunch stated also that any business license violations would be pursued in the same manner without exception.

Mayor Bunch stated that she would entertain a motion that the business license of Wally McKee's Bar & Grill not be revoked due to the fact that corrective action had been taken. Councilmember Murph made this motion, seconded by Councilmember Smiley. Motion carried. Councilmember Murph made a motion that Council adjourn, seconded by Councilmember Smiley. Motion carried.

Respectfully submitted,

____
Nellie S. McDuffie
Clerk-Treasurer

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

DATE: June 13, 1989

SPECIAL CITY COUNCIL MEETING MINUTES
June 22, 1988

Mayor Bunch called the meeting to order at 7:00 p.m. Present were Councilmembers Calhoun, Murph, Swanson, Smiley, O'Neal, McDonald and Ward. Absent: Councilmember Orvin. Mayor Bunch asked for a motion for Council to go into Executive Session. Councilmember Murph made a motion that Council enter Executive Session, seconded by Councilmember McDonald. Motion carried. Upon re-entering regular session, Mayor Bunch stated that the purpose for Council entering Executive Session was to discuss with Attorney Dreyfoos legal matters pertaining to business licenses.

1. Second Reading of Ordinance 1988-19, an ordinance to adopt an operating budget for fiscal year 1988-19. Councilmember Murph made a motion to accept second reading of Ordinance 1988-19, seconded by Councilmember Ward. Councilmember Smiley stated, "After reading the minutes of the last meeting when we discussed the budget word for word, line by line, I just want to point out for the record that the salaries that we discussed for certain department heads and all department heads, it kept coming up that they were getting cost of living raises and I want to point out that the cost of living raise for the state is almost 3% so anything above that I think should be considered merit and I felt like that should be in the record since the minutes showed last time it was felt that all department heads were getting cost of living raises". Mayor Bunch stated that this procedure had been employed last year and was done because department heads do not receive step increases as regular employees do. Motion to approve Ordinance 1988-19 carried. Councilmember Murph moved that Council suspend with the third reading of Ordinance 1988-19, seconded by Councilmember McDonald. Motion carried.

2. Approval of Audit Contract with Thiem, Jackson and Pace, CPA's.

Councilmember Murph made a motion that Council accept the contract with Thiem, Jackson and Pace to audit the City's books, seconded by Councilmember McDonald. Motion carried. Councilmember Ward asked to see a copy of the contract. At this point, Councilmember Smiley stated that Council had not ratified Ordinance 1988-19. Councilmember O'Neal made a motion that Council ratify Ordinance 1988-19, seconded by Councilmember Ward. Motion carried.

3. Discussion of City Hall Complex

Councilmember O'Neal stated that a plan for drainage needed to be formulated before the design and construction of any buildings could be planned. Much discussion ensued regarding which buildings needed to be constructed first, where the buildings were to be located, which buildings would fit in which areas, and drainage problems which needed to be addressed. Councilmember Ward stated that Council needed to discuss site plan vs. money. Councilmember Smiley stated that Council needed to decide if the City intended to stick with the present architect before any other decisions were made. Mayor Bunch stated that she felt the priorities in construction should be Public Works and the Fire Department. Councilmember O'Neal stated that he was still in favor of using the plan that showed all buildings being placed behind existing buildings with no phase-in.

Administrator Williams stated that 3 questions had to be answered before any progress on the complex could be made: (1) Was the City going to build City Hall, Public Works, Fire and Police Departments? (2) If yes, how much would the City be willing to spend? (3) Would the City be willing to borrow money? Administrator Williams stated that Council already knew that the City cannot build all four buildings at once. Councilmember Ward stated that he was worried about the money and that residents had expressed their concern over this problem in the recent bond referendum. Administrator Williams stated that the City could borrow up to $900,000 before the City reached its debt limit and further added that if the residents vote for it, the City can incur more indebtedness. It was agreed by Council that the number one priority is the Public Works Department. There was much discussion regarding the placement of buildings, which building has priority and if all buildings need to be built at one time. Councilmember Murph asked for a topo designed by Council to show where the buildings could be placed. Councilmember Swanson expressed her concerns about the choice of the architect and stated that she felt the architect designed too fancy a building and would probably force the price higher so his fee would be higher. Councilmember Murph made a motion for a ceiling of $950,000 for spending on needed facilities and stated that if the City had to borrow the necessary funds to complete the project, then it would have to borrow. Motion was seconded by Councilmember O'Neal. Mayor Bunch called for a roll call vote: Councilmembers Smiley-yes; Murph-yes; Calhoun-yes; McDonald-yes; O'Neal-yes; Swanson-no; Ward-no. Motion carried. Councilmember Murph made a motion that Council adjourn, seconded by Councilmember O'Neal. Motion carried.

Respectfully submitted,

Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

DATE: July 13, 1988

MEETING: Regular City Council Meeting

PLACE: City Hall

DATE/TIME: June 8, 1988, 7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation. Present were: Councilmembers Calhoun, Murph, Smiley, Ward, Orvin, and O'Neal, Attorney Dreyfoos, Mayor Bunch, Administrator Williams, and Clerk/Treasurer Nell McDuffie. Absent were: Councilmembers Swanson and McDonald.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of Regular City Council Meeting of May 11, 1988 - Councilmember Murph made a motion to suspend with the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember Ward. Motion carried.

2. Minutes of Special City Council Meeting of May 31, 1988 - Councilmember Ward made a motion to suspend with the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember Calhoun. Motion carried.

C. CITIZENS' COMMENTS

1. Judith C. Coates - Mrs. Coates stated that she had spoken to Councilmember O'Neal regarding plans to proceed with the new municipal complex and that he had indicated to her that the City planned to maintain the same number of parking spaces as previously planned. Mrs. Coates expressed her concerns over the large number of parking spaces and the great number of trees that would be cut, as well as the sideyard ordinance which needed to be observed. She presented a sketch of a 2-story municipal complex that she felt would be beneficial to the surrounding neighbors as well as practical for city government. Mrs. Coates stated that she and her neighbors were certainly reasonable people and would support a reasonable plan for the new municipal complex.

2. Dena Wall - Mrs. Wall stated that she appreciated the recent proposal sent to her by City Council consenting to the sale of a 30-foot strip of the City's land adjoining her property. She then presented Council with photographs showing the difficulty that would be experienced with cars entering and leaving this area. Mrs. Wall then requested that Council agree to sell her a 40-foot strip of land and also to consider financing the land. Mayor Bunch stated that Council would take up this matter either at the next Council meeting or a special meeting would be called to consider Mrs. Wall's proposal.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means - Minutes attached

Mayor Bunch read a letter from the Charleston Trident Chamber of Commerce requesting that the Chamber be the sole recipient of the Isle of Palms' 25% advertising and promotion funds and that Isle of Palms invest 10% of the remaining 75% tax funds for national corporate meetings development, plant re-location, medical meetings development, etc. Councilmember Ward made a motion not to give the Chamber of Commerce an additional 10% of accommodations tax money, seconded by Councilmember O'Neal. Motion carried.

2. Police & Public Safety - Minutes attached

Councilmember Smiley asked for a public meeting on plans the City had in the event of a hurricane evacuation. Councilmember Murph stated that Chief Allen desired to employ the use of flyers or advertising in the local news to apprise residents of hurricane routes since this method of disseminating information would reach more people.

Councilmember Murph then made a motion that City Council write a letter to the Highway Department requesting that they either get rid of the bikepath or devise a method to enable drivers to recognize the bikepath as such and not interpret it to be a passing lane. Motion was seconded by Councilmember O'Neal. Motion carried.

Councilmember Murph then made a motion to accept the bid of $129,500 from FMC for a firetruck, seconded by Councilmember Orvin. Motion carried.

Mayor Bunch read a telegram she had sent to Governor Carroll Campbell congratulating him on his strong stand against drugs and drug trafficking.

3. Public Works - No report

4. Engrossed Bills - Minutes attached

5. Recreation - No report

Councilmember Smiley stated that she had attended the Recreation Commission meeting and reported that they had received a lot of input regarding the type of services teenagers on the island desired from the Recreation Department.

At this point, Councilmember Ward asked if the garbage trucks could be emptied and washed prior to the July 4 holiday in order to reduce the smell. Councilmember Smiley stated that this was the normal procedure for Public Works but that she would notify Andy Parrish.

E. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - No meeting

2. Planning Commission - Minutes attached

a. Plats received:

1. 1988-11: Plat of abandonment of right-of-way between 33rd Avenue and Hartnett Boulevard. Councilmember Murph made a motion that Council accept Plat 1988-11, seconded by Councilmember Ward. Motion carried with one negative vote from Councilmember Smiley.

2. 1988-12: Plat of abandonment of right-of-way 31st Avenue. Councilmember Murph made a motion that Council accept Plat 1988-12, seconded by Councilmember Ward. Motion carried with one negative vote from Councilmember Smiley.

3. 1988-13: Plat of Tract "G", Block "F", The Harbor Course, Wild Dunes. Councilmember Smiley made a motion that Council accept Plat 1988-13, seconded by Councilmember O'Neal. Motion carried.

4. 1988-14: Plat of Tract "G", Block "G" and Tract "G", Block "H", The Harbor Course, Wild Dunes. Councilmember Smiley made a motion that Council accept Plat 1988-14, seconded by Councilmember Ward. Motion carried.

5. 1988-15: Plat of Tract "G", Block "V" through "Z", The Links Golf Course, Wild Dunes. Councilmember Murph made a motion that Council accept Plat 1988-15, seconded by Councilmember Smiley. Motion carried.

6. 1988-16: Final Subdivision Plat showing 68 Lots on a Portion of Tract "F", Block "F" and Tract "F", Block "G" located on Morgan Place Drive, Wild Dunes. Councilmember Murph made a motion that Council accept Plat 1988-16, seconded by Councilmember Ward. Motion carried.

3. Building Committee - No report

4. Beach Patrol and Control - No report

5. Personnel Committee - No report

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED, OR DISPOSED OF

None

H. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Third Reading - Ordinance 1988-14, an ordinance to amend Section 5-1-12 of the Isle of Palms Code of Ordinances providing for the creation and establishment of a Fire District.

Councilmember Smiley made a motion that Council accept third reading of Ordinance 1988-14, seconded by Councilmember Murph. Councilmember Ward stated that he was not convinced that the City needed this ordinance and that it would probably be "opening a can of worms". Councilmember Smiley stated that she felt Council would be doing the island a favor by passing this ordinance. Councilmember Murph stated that he felt he had to put his trust in the expertise of the Building Inspector and the Fire Chief and go along with their opinions in this matter. Mayor Bunch called for a roll call vote: Calhoun - yes; Murph - yes; O'Neal - yes; Orvin - yes; Smiley - yes; Ward - no; Mayor Bunch-yes. Motion carried.

2. Third Reading - Ordinance 1988-18, an Ordinance granting a non-exclusive CATV franchise to Tritect Communications. Councilmember Murph made a motion that Council accept the third reading of Ordinance 1988-18, seconded by Councilmember Calhoun. Motion carried with one abstention from Councilmember Ward.

Councilmember Murph made a motion that Council suspend with the rules of order and procedure and ratify Ordinance 1988-18, seconded by Councilmember O'Neal. Motion carried with one abstention from Councilmember Ward.

I. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

1. First Reading - Ordinance 1988-20, an Ordinance to protect and regulate the use of the City's beaches and marine recreation area.

2. First Reading - Ordinance 1988-21, an Ordinance to adopt a comprehensive plan for the City of Isle of Palms.

3. First Reading - Ordinance 1988-22, an Ordinance to amend the City of Isle of Palms' zoning ordinance.

4. First Reading - Ordinance 1988-23, an Ordinance to adopt a new zoning map for the City of Isle of Palms.

5. First Reading - Ordinance 1988-24, an Ordinance for the regulation of vicious dogs.

Councilmember Murph made a motion that Council accept first reading of Ordinances 1988-20 through 1988-24, seconded by Councilmember Ward. Motion carried.

Councilmember Orvin stated that he would like to state for the record that the Isle of Palms is not Hilton Head or Myrtle Beach and that Council should not take this attitude when reviewing ordinances. Mayor Bunch stated that the growth of the Trident area along with the construction of the Connector would mean thousands of people coming to the Isle of Palms and, as a result, beach ordinances and other law enforcement ordinances are necessary and needed.

6. Resolution - To replace the William Thomson Memorial Bridge.

Councilmember Murph made a motion that Council accept the resolution, seconded by Councilmember Ward. Motion carried.

7. Proclamation - "July is National Recreation and Parks Month"

J. MISCELLANEOUS

1. Mailgram - Mayor Bunch stated that she had sent a mailgram to Dr. James A. Timmerman, Representative Eugene D. Foxworth, Jr. and Heritage Trust Advisory Board on the development of DeWees Island. She stated that she had met wtih the people who wanted to develop DeWees and they had agreed that a public hearing should be held on the Isle of Palms regarding any future development.

2. Certified Narcotics Detection K-9 to be shared with Sullivan's Island. Mayor Bunch read a letter from Sullivan's Island expressing their appreciation for the Isle of Palms agreeing to share a drug-sniffing dog.

3. Mayor Bunch stated that the Police Department needed a generator in the event of a power outage. Administrator Williams advised that several months ago Council authorized the Police Department to spend $10,000 in revenue sharing funds that had been unallocated and of that amount only $3,000 had been spent. Administrator Williams said that the Police Department wanted to take the $7,000 remaining and $2,500 from another source to purchase an uninterrupted power supply and generator. Administrator Williams stated that when the generator was no

longer needed, the dealer would be willing to buy it back at 80% of its cost or the City could transfer it to Station 2. Councilmember Murph made a motion that Council approve the purchase of a new generator, seconded by Councilmember Ward. Motion carried.

Councilmember O'Neal stated that he wanted to recognize receipt of a memo requesting a Standing Committee for City Hall employees and that he had no comments regarding this.

Councilmember Ward asked if it would be possible to make copies of the Council minutes every month and send them to subscribers. Councilmember Smiley made a motion that Council refer this question to Ways and Means, seconded by Councilmember Murph. Motion carried.

Mayor Bunch asked that Council meet on June 22 to pass the budget and to have a work session afterwards.

Councilmember Murph made a motion that Council go into Executive Session to discuss contractual and personnel matters, seconded by Councilmember O'Neal. Motion carried. After Executive Session, Mayor Bunch announced no action was taken, whereby Councilmember Murph made a motion to adjourn the meeting, seconded by Councilmember Smiley. Motion carried.

Respectfully submitted,

______________________	APPROVED: ______________________
Nellie S. McDuffie Clerk/Treasurer	Carmen R. Bunch Mayor
	DATE: ______________________

WAYS AND MEANS COMMITTEE MINUTES

The Ways and Means Committee met on May 31, 1988 at 6:00 p.m. Present were: Councilmembers Calhoun, Ward, O'Neal, and Swanson, Mayor Bunch, Administrator Williams.

No monthly report was available for the meeting but should be ready by June 12.

Signed retirement policy amending the firemen's coverage and placed them under the police officers' policy.

There being no further business, the meeting adjourned at 6:25 p.m.

Respectfully submitted,

P. William Calhoun

POLICE AND PUBLIC SAFETY COMMITTEE MINUTES

The Police and Public Safety Committee meeting was held on June 7. Present were Councilmembers Swanson, Ward, Murph, Mayor Bunch, Chief Allen and Chief Britton.

The police monthly report was reviewed and Chief Allen reported that the boat was no longer a part of the Isle of Palms Police Department but hopefully they would be able to obtain another one.

The ABC Commission is working on the island and have been cracking down on minors in possession of alcohol.

Beach patrol is working steadily on dangerous dogs and litter.

The trailer is set up and the communications system should be set up within a week.

A major drug bust was made on the island.

A motion was made and passed by the Committee for the City to ask the Highway Department to do something about the bikepath.

The need for fireworks signs was reviewed with both the Fire and Police Departments. It was suggested that signs be placed as you come on the island and at 21st Avenue.

Bid openings were held last week for the new fire engine. FMC won the bid with a cost of $129,500.

Chief Britton asked that when decisions are being made regarding the new Fire Department that he be involved as much as possible. Chief Allen made the same request.

The Committee then went into Executive Session to discuss personnel matters.

Chief Britton announced after Executive Session that there would be a hurricane conference at the Ramada Inn June 15 for anyone wanting to attend.

Meeting adjourned.

Respectfully submitted,

Tom Murph

ENGROSSED BILLS COMMITTEE
MAY 31, 1988

THE ENGROSSED BILLS COMMITTEE MET THIS DATE AT CITY HALL BEGINNING AT 6:30 PM. PRESENT WERE MEMBERS CALHOUN, MURPH, AND ONEAL AND MAYOR BUNCH. ALSO PRESENT WERE THE MAJORITY OTHER MEMBERS OF COUNCIL IN PREPARATION FOR A SPECIAL COUNCIL MEETING AS WELL AS ADMINISTRATOR WILLIAMS.

THE COMMITTEE HAD THE FOLLOWING BILLS PRESENTED AND ACTION TAKEN WAS AS SHOWN:

1. DRAFT OF PLANNING AND ZONING ORDINANCES(3). THESE WERE RECOMMENDED BY THE PLANNING COMMISSION. ALL MEMBERS WERE URGED TO STUDY THESE AND THE RELATED MAPS TO BE PREPARED TO DISCUSS THESE AT THE NEXT COMMITTEE MEETING AS WELL AS AT THE SECOND READING, AFTER DISCUSSION WITH MEMBERS OF THE PLANNING COMMISSION.

2. THE ORDINANCE OF VICIOUS DOGS WAS REVIEWED AND DISCUSSED. THE ATTORNEY INDICATED THAT THERE SHOULD BE O PROBLEM TO ENFORCE THE ORDINANCE THE ORDINANCE AS WRITTEN. FOLLOWING DISCUSSION, THE COMMITTEE APPROVED A MOTION THAT PARAGRAPH B5 BE DELETED AS WELL AS OTHER REFERENCES TO "PIT BULLS" AS A BREED A DOG CONSIDERED AS VICIOUS AND LET THE DEFINITION OF "VICIOUS" BE THE DETERMINING FACTOR.

3. THE ORDINANCE ON BEACH AND MARINE RECREATION REGULATIONS WAS DISCUSSED. IT WAS RECOMMENDED THAT THE SECTION-7-3-16-DISCUSSING SHARK BAITING BE DELETED WITH REVIEWS OF THE OTHER PROVISIONS BEING REVIEWED BY THE ATTORNEY.

4. THE ORDINANCE ON CREATING A FIRE DISTRICT WAS BRIEFLY DISCUSSED. SINCE A PUBLIC HEARING IS SCHEDULED FOR 6:30 PM ON JUNE 8, 1988 PRIOR TO REGULAR COUNCIL MEETING, ALL COMMITTEE MEMBERS AS WELL AS THE REST OF COUNCIL SHOULD HAVE COPIES OF THE APPLICABLE SECTION OF THE BUILDING CODE AS WILL APPLY IN THE DISTRICT FOR REVIEW PRIOR TO THE NEXT COUNCIL MEETING. NO FURTHER ACTION WAS TAKEN ON THIS ORDINANCE.

THE MEETING ADJOURNED AT 7:19PM.

RESPECTFULLY SUBMITTED,

HARRY S. O'NEAL, CHAIRMAN

ISLE OF PALMS PLANNING COMMISSION
May 25, 1988

The meeting was called to order at 5:40 p.m. Attending were William Sandeford, Hugh Morrow, Geoffrey Woodward, Lonnie Moyer, Ned Oakley, and David Cantey. Absent were Guy Taylor and Ken Palka.

Mr. Oakley motioned to approve the minutes of the Public Hearing held on March 30, 1988. Dr. Woodward seconded. Motion carried.

Mr. Sandeford motioned to approve the minutes of the regular meeting held on April 27, 1988. Mr. Oakley seconded. Motion carried.

NEW BUSINESS

1. Plat showing the abandonment of an existing thirty foot right-of-way between Lot 76, Block "N", and Lot 69, Block "N", 31st Avenue.

Ms. Moyer stated that this plat represented another request of property owners to acquire a unused right-of-way consistent with several previously approved by the Commission.

Mr. Sandeford motioned to approve the plat as submitted. Seconded by Mr. Morrow. Motion carried.

2. Final Subdivision Plat showing 68 Lots on a Portion of Tract "F", Block "F" and Tract "F", Block "G", Wild Dunes.

Mr. Oakley asked about access to Lot 64. Mr. Sandeford questioned the access to Lot 42. Mr. Cantey stated that a minimum of twenty feet of street frontage has been provided. Foster Clark of Wild Dunes stated that any utilities associated with these two entrances will not affect access.

Mr. Sandeford motioned to approve the plat as submitted. Mr. Morrow seconded. Motion carried.

OLD BUSINESS

1. Plat Showing the Relinquishment of Right-of-Way, 36th Avenue.

The item was deferred pending attendance of the property owners at next months meeting.

2. Mr. Sandeford stated that he felt that he had made a mistake in voting to rezone a 3.5 acre parcel at the end of 41st Avenue from commerical to residential. He stated that he did so due to his concern for the residents in the area. He stated that after further review he sees no real justification for the change. He

requested that the Commission rediscuss the vote.

Chairman Moyer requested a motion so that discussion could proceed. She added that any motion to rescind be reflected on the zoning map and the master plan, and include that the SR-3 classification be eliminated.

Mr. Sandeford motioned to recind the previous month's recommendation on the 3.5 acres such that the Commission's action will recommend that the present commerical property at the end of 41st Avenue be zoned General Commerical (GC). He added that the SR-3 designation be eliminated. Seconded by Mr. Oakley.

Mr. Sandeford stated that the residents of 41st Avenue were aware of the commerical designation of the property. Dr. Woodward stated that the proposed bufferyard regulations will provide some screening.

Mr. Morrow asked for the feelings of the absent members. Mr. Cantey stated that Mr. Taylor and Mr. Palka were strongly in favor of rezoning to residential. Mr. Morrow requested that all members be present before any vote to recind.

Chairman Moyer called for the vote to change the recommendation regarding 41st Avenue. Mr. Oakley, Mr. Sandeford, and Dr. Woodward were in favor. Mr. Morrow opposed. Motion carried.

Meeting adjourned at 6:10 p.m.

Respectfully submitted,

David Cantey

PUBLIC HEARING
June 8, 1988
6:30 p.m.

A public hearing regarding Ordinance 1988-14, Fire Districts, was held June 8, 1988 at 6:30 p.m. in City Hall.

Mayor Bunch asked Fire Chief Larry Britton to give his impression of the results of this ordinance. Chief Britton stated that basically the new ordinance would upgrade types of construction in the area and since the area was very congested, he felt that the better the construction, the easier it would be for the firemen to contain a fire. Chief Britton stated that any additional construction would have to be built based on the new ordinance. Building Inspector, Ed Haselden, stated that there were numerous small lots on the Front Beach and this would create a problem in getting fire equipment moved in and if Type 6 construction were to be continued, would cause fire fighting problems.

Malcolm Burgess, a citizen, asked if existing structures were grandfathered in and if additional buildings would have to be upgraded, would the entire building have to be upgraded. Inspector Haselden stated that existing structures would be grandfathered in but any addition would have to be upgraded, not the entire building.

Councilmember O'Neal stated that he interpreted the ordinance to mean that any building increasing its size (height, width) would have to comply with the new construction ordinance but that renovation on the inside of a building would be permitted as long as it did not increase the exterior size of the structure, unless there is a change in occupancy. Inspector Haselden stated that this was true up to a point but that other City ordinances regarding construction would be applicable at this point regarding interior construction.

Councilmember Smiley asked if the purpose of this ordinance was to (1) make Front Beach a less hazardous area should a fire break out and (2) if eliminating Type 6 construction would more effectively insure that a fire would not spread as quickly to other buildings. Councilmember O'Neal stated that the ordinance would eliminate wooden construction and prevent a fire from being "spreadable".

Councilmember Smiley asked if property owners who felt that this ordinance was unfair to their particular situation had an appeals process. Inspector Haselden stated that these property owners could appeal to a newly appointed board whose members have expertise in construction.

Tom Geer, a resident, stated that he saw many good things about the new construction ordinance but that it added a great deal of expense to the property owner. Inspector Haselden stated that it would cost more but not that much more.

Councilmember Ward asked why it was necessary to pass this ordinance at this time. Chief Britton stated that because of all the changes getting ready to take place at this time on Front Beach, now would be the ideal time to pass the ordinance. He stated further that insurance rates are calculated based on the type of construction and the more fire resistent the type of construction, the lower the insurance rate. Inspector Haselden stated that so many of the businesses were built right up to the property line and that there were no zoning ordinances to prohibit this. Inspector Haselden summarized that the Building Department has received many new plans for construction of small, wooden buildings built close to the property line and when you have a series of wooden structures built closely together, there is no way for fire-fighting equipment to get between the structures in the event of a fire.

Councilmember O'Neal asked if a wooden exterior wall could be constructed under the new ordinance. Inspector Haselden stated that this was possible if the property owner had a large lot.

Councilmember Smiley stated that she felt using good construction materials would be a good investment for the property owner and would be worth it in the event of a fire and that Front Beach setback lines have been established and at this point, the City cannot have setback lines to make it safe as far as fire codes are concerned. Councilmember Smiley stated that to her this new ordinance was the alternative.

Councilmember O'Neal asked if the new insurance rates applied to the individual property owner who upgraded the construction of his property. Chief Britton stated that it would.

Administrator Williams stated that the new fire district code is a generic code written by the Southern Standards Code Building Congress and all the City does is adopt that code as prepared by them and that the City does not select the parts they like; the City adopts the entire code.

Mayor Bunch then thanked the citizens for coming to the Public Hearing.

Minutes of a Special City Council Meeting
May 31, 1988

The meeting was called to order by Mayor Carmen Bunch at 7:19 PM. All Councilmembers were present. Also present was City Administrator Mark Williams.

The Mayor stated that the purpose of the meeting was to consider the latest version of the proposed budget for fiscal year 1988-89 and provide Council an opportunity to make changes as desired. The Mayor noted that the proposed budget most recently considered by Council had been based on a three mill tax increase. Following a recommendation of Council at the previous budget work session that the City's capital equipment needs be met by spending funds on hand from the Capital Projects Fund, the General Fund budget could now be balanced with only a two mill tax increase.

As Council began reviewing the entire budget Administrator Williams pointed out a couple of changes from the previous version that Councilmembers had received. He noted that the budget total for the Finance Department had to be increased $500 because of an error and that the total expenditures for the Capital Projects Fund had decreased because the Public Works Department had adjusted downward the estimated cost of two new garbage truck chassis. The Police Department budget was also increased by one dollar to correct a rounding error.

A brief discussion ensued over salary increases for department heads. It was noted that the budget provided for a general six per cent salary increase for department heads , although the salaries of the Police Chief and Fire Chief were adjusted in addition to the six per cent increase. Councilmember Murph stated that the Fire Chief had not received any kind of salary increase at the end of his probationary period as had customarily been provided in the past to other employees and therefore asked Council to consider adjusting the Fire Chief's salary upward by another $500. Councilmember Smiley said that the Fire Chief had taken the job with the City knowing what salary was to be payed for the position. Councilmember Ward objected to increasing his pay more than the 10% already being provided for and Mayor Bunch said that there was no City policy which called for automatic salary adjustments at the end of a probationary period of employment. At that point Councilmember Murph said that he would rescind his recommendation.

Coucilmember Smiley then objected to the head of the Recreation Department receiving the same 6% increase proposed for most of the other department heads. Councilmember Murph said that during the preparation of every budget and the setting of annual salaries there are complaints about the performance of the department head, and that if a department head is not doing the job satisfactorily, then a change in personnel needs to be made rather than trying to penalize the employee by not giving them the same cost of living raise afforded to other department heads. Murph added that the time to address the employee's failure to perform should not be only at the time that salaries are considered, but during the course of everyday work. The Mayor said that she had initially agreed with Councilmember Smiley but had concluded that it would be patently unfair to deny the department head what amounted to nothing more than a cost of living raise.

Debate then began as to whether or not a six per cent raise, being more than the increase in the cost of living over the last twelve months, was in fact more than just a cost of living raise. The Mayor pointed out that department heads do not have the advantage of being in a salary plan with guaranteed increases as are most of the City's employees and that means that their annual salaries are set at the whim of City Council. Mayor Bunch reiterated that only with proper documentation of the department head's failure to perform should the Council consider denying a salary increase. Councilmember Smiley then accused the Mayor of failing to do just that by saying that the Recreation Committee had asked the Mayor to establish written performance guidelines for the position and see that the Recreation Director performs satisfactorily or that the failure to do so is documented. Smiley continued to maintain that any salary increase above the cost of living was a merit increase and that giving the Recreation Director such an increase was the same as saying " you did a good job". Several Councilmembers objected to the discussion of personnel matters outside of executive session and the discussion ended.

City Council then turned its attention to the proposed budget of the Capital Projects Fund. Councilmember Swanson said that it was her recollection that a previous decision by Council to shift the costs of capital equipment acquisitions to the Capital Projects Fund had only involved an amount around $179,000 -- not the $255,000 shown on the current version of the budget. Swanson added that she was uncomfortable spending funds which had been earmarked for a building project and asked that Council seriously consider reducing the amount of money to be spent from this fund by deleting certain equipment items from the acquisition list, such as the $45,000 rescue van proposed for the Fire Department. Swanson conceded that the vehicle currently in use by the department as a rescue van is unsuited for that purpose but said that she felt the concerns about the van being unsafe could be addressed by instructing fire personnel not to speed in the van. Mayor Bunch said that she had changed her mind about deleting this item from the budget after the former Fire Chief and several fire department personnel had pointed out the van's deficiencies and called it a "death trap". Councilmember Murph told the Council that no City funds had been used to buy the van that is now in service-- it had been bought with volunteer funds-- at a time when the need for some kind of a rescue vehicle was so great, and available funds so limited that the department could not have waited to get the type of vehicle that Council is now considering for the department.

Councilmember Murph said that the Council was fooling itself and the public if it denys the need for the equipment asked for by the Police and Fire Departments if such action is only to avoid spending some of the $800,000 in the Capital Projects Fund. Murph indicated that he believed the equipment is urgently needed and if the funds cannot be used from the Capital Projects Fund then Council may have to face the prospect of a higher tax increase than has been discussed.

Councilmember Smiley then asked that consideration be given to postponing the replacement of three police cars in the upcoming budget. Mayor Bunch reminded Council that a Capital Needs Commitee of several years ago had recommended that Council replace a few police cars every year. Smiley said that the Committee had never faced the situation of the department having as many as fourteen police cars at one time and she continued to maintain that the City could avoid buying three more cars in the next fiscal year by taking better care of the exisiting vehicles. Administrator Williams asked Council to consider that any new cars purchased in next year's budget would not be ordered until November, 1988 at the earliest (when the new state contracts for vehicles are let) with delivery probably delayed until the following spring. By that time, the cars that the department wishes to replace will all be more than five years old and have over 100,000 miles on the odometer. Williams advised that if the Council gets out of the cycle of replacing a few cars every budget year the time will come when it will be necessary to purchase twice as many cars in one year just to catch up with the need.

Councilmember Smiley again objected to the proposed tax increase of two mills to balance the budget and said that she was looking for some way to cut the budget in order to avoid the increase. Administrator Williams asked Council to remember that reducing the amount of the Capital Projects Fund budget, which is funded from revenues colllected in prior years, would have no impact on the General Fund budget and the proposed two mill tax increase would still be required to balance that budget.

Councilmember Murph said that a majority of Council had voted to hire professional Fire and Police Chiefs with the intention of making the departments capable of providing the quality of service that the citizens are entitled to and that to cut the items asked for by the departments to that end seemed inconsistent. Councilmember Smiley said that she did not believe the departments had been denied anything they had asked for. Administrator Williams said that the Fire and Police Chiefs had told him that they believed they had been hired to make their departments as professional as possible but that such a mission involved spending money. Williams said he believed that the Chiefs were having to make up for several years of neglect in facilities and equipment just to adequately provide the basic services. Councilmember Smiley said she did not believe such improvements had to be made overnight. Councilmember Ward intimated that the departments were asking for the best of everything all at one time and that he felt the minimum level of services could be provided even if the departments moderated their budget requests.

Ward and other Councilmembers went on to question the City's policy of allowing police officers personal use of police cars. Ward said he once understood that personal use of the vehicles was once offered as an incentive to attract applicants but noted that salaries are now more competitive. Administrator Williams addressed the points raised by Councilmember Ward by saying the departments were lacking in the basic necessities needed for providing services at a level expected not only by the public but by agencies such as SLED and the FBI as well. Items like communications equipment, adequate quarters, radar units,etc. were identified as essential to the operation of a modern police department. As far as the policemen using the police cars off-duty for personal transportation, Williams said that different departments handle the matter differently. Some agencies assign a vehicle to an officer and others consign vehicles to a motor pool. He added that many studies had been done nationwide on assigning vehicles to the individual officers and that a conclusion seemed to be that the cars assigned to one responsible individual were taken better care of and therefore lasted longer. Williams said the the departments of Charleston and N. Charleston were moving away from the motor pool approach and were beginning to assign vehicles to officers and allowing them personal use of them. Williams also said that many times officers are required to attend court downtown and that the City would have to pay them mileage if they used their personal vehicles to get there, or perhaps pay the officers overtime if they had to come to the station to pick up a vehicle in order to get to court. Councilmember Ward then asked if the City could establish a policy requiring that officers live within a certain mile radius of Isle of Palms in order to cut down on the mileage on the vehicles. Administrator Williams said that such a policy would reduce the size of the labor pool from which new hires would be available. He added that the Isle of Palms Police Department and other agencies were finding that many of the applicants applying for police jobs are not desirable for some reason-- the good officers are not always looking for jobs with other departments. Any policy which limits who can be considered for a police job because of where they live is probably not in the department's best interest.

Councilmember Ward said he was satisfied with the answers to his questions while not agreeing with them completely. Councilmember Smiley said that several years ago she had addressed the issue of the policemen using the police cars off duty and that she and other Councilmembers had been convinced that the policy of personal use is sound.

Councilmember O'Neal then reviewed previous discussions by Council concerning an option to lease-purchase the capital equipment by financing them over four years rather than expending a large sum of money in one fiscal year. Council concluded that once a four year cycle of lease-purchasing was begun it may be difficult for the City to keep from perpetuating such an arrangement for acquisition of equipment in subsequent fiscal years.

Council again reviewed proposed budgets for the individual departments and accepted that a proposed two mill tax increase would be necessary to balance the General Fund budget. Councilmember O'Neal pointed out that the increase was required to raise funds to service the debt on the City's purchase of the parking lot property in 1987.

When Council again reviewed the proposed budget for the Capital Projects Fund Councilmember O'Neal introduced a motion that City Council approve spending $243,100 in funds to purchase equipment for all of the departments as itemized in the budget. Motion was seconded by Councilmember Murph. Motion carried with two negative votes by Councilmembers Swanson and Ward.

Council then moved on to consider the proposed Accommodations Tax Fund budget of $130,900. A motion to approve the proposed Accommodations Tax Fund budget was introduced by Councilmember O'Neal and seconded by Councilmember Murph. Motion carried unanimously.

At this point, acting on a previous recommendation of the Public Safety Committee Councilmember Murph introduced a motion to increase the annual fee for dispatching services for the Town of Sullivan's Island from $19,800 to $21,000. The increase is to partially off-set additional cost to the City of Isle of Palms for improvements in dispatching operations regarding equipment and training. Motion seconded by Councilmember Smiley. Motion carried unanimously. Councilmember McDonald then made a motion that Council enter executive session to discuss personnel matters. Motion was seconded by Councilmember Murph.

Upon rentering regular session the proposed budget for the Recreation Department was again considered and a motion was introduced by Councilmember Murph and seconded by Councilmember O'Neal that the department budget which includes a 6% salary increase for the department head be approved as submitted. Motion carried with negative votes by Councilmembers Smiley and Swanson and an abstention by the Mayor.

At this point a motion was made by Councilmember Murph and seconded by Councilmember McDonald that Council discuss the matter of property owned by Mrs. Deana Wall which is encroaching on the City's parking lot property. Council unanimously voted to discuss the matter which had not been on the agenda. Councilmember O'Neal introduced a motion that the City sell the Walls a strip of land thirty feet wide to eliminate the encroachment on City property at a cost of $7.70 and that the City offer to finance 80% of the sales price at 10% annual interest for a ten year period. Motion was seconded by Councilmember Ward. On discussion, several councilmembers objected to the City offering to finance the Wall's purchase of the City property. It was noted that the total sales price would be based on the square footage of the property being acquired as determined by survey. Councilmember O'Neal then amended his motion to remove the possibility of the City financing the Wall's purchase of the property and that the purchaser pay for the cost of the survey. Motion carried with a negative vote by Councilmember Smiley.

At 8:25 PM a motion was introduced by Councilmember Murph, seconded by Councilmember McDonald that the meeting be adjourned.

Respectfully submitted,

Nellie S. McDuffie
Clerk/Treasurer

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: May 11, 1988

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation. Present were Councilmembers Smiley, Swanson, Murph, Calhoun, McDonald, Ward, Orvin, O'Neal, Mayor Bunch, Administrator Williams, Planning Consultant David Cantey and Clerk/Treasurer Nell McDuffie.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of April 13, 1988 - Councilmember Murph made a motion to suspend with the rules of order and procedure and accept the minutes as submitted, seconded by Councilmember McDonald. Councilmember Smiley said that she wanted her comments regarding the drainage study reflected in the April 13 minutes. Mayor Bunch called for the question with the noted additions by Councilmember Smiley. Motion carried.

2. Minutes of May 3, 1988 - Councilmember Murph made a motion to approve the minutes as submitted, seconded by Councilmember Orvin. Motion carried.

C. CITIZENS' COMMENTS

1. Sandy Sandeford - Mr. Sandeford stated that he wanted to bring Council up to date on the East Cooper Water Commission. He stated that the Commission had received a wholesale rate from Charleston Public Works and a report from a financial company in Charleston of the breakdown of these rates. He further stated that the Mt. Pleasant Waterworks and Sewage Commission had submitted a report to the East Cooper Water Commission on their thoughts of merging the Bull's Bay and Mt. Pleasant systems. He stated that Bull's Bay had also submitted a proposal on how to merge the two systems and the 2 reports were not in agreement but would have to be ironed out. Mr. Sandeford stated that presently the Commission was awaiting the detailed reverse osmosis report which Mt. Pleasant feels is better and just as cost effective as other methods. Mr. Sandeford noted that it is the general feeling of the Commission that Sullivan's Island and Isle of Palms could not be considered a part of the overall East Cooper group before the Mt. Pleasant merge. He stated that Sullivan's Island already has a large outstanding debt on their water system while Isle of Palms has a privately owned system. Mr. Sandeford stated that he would send a preliminary report within the next week to Councilmembers.

Mr. Sandeford thanked Guy Taylor for serving as interim representative to the East Cooper Water Commission during the time he was unable to fulfill his duties.

D. REPORTS FROM STANDING COMMITTEES

1. Ways & Means (minutes attached).

Mayor Bunch stated that as per discussed in the Ways and Means Committee meeting, she had not found out yet whether or not the construction of restroom facilities on Front Beach had to be initiated within 90 days in order to keep the $29,000 grant Isle of Palms had received from Representative Dangerfield and Senator Martschink.

2. Police and Public Safety (minutes attached)

Councilmember Murph stated that the reason the Committee was recommending an increase for dispatching services to Sullivan's Island from $19,800 to $21,000 was because Isle of Palms handles 80% of Sullivan's Island dispatching. He stated that because of increase in salaries and increase in equipment, the increase to Sullivan's Island was justified. Councilmember Murph stated that Isle of Palms was helping Sullivan's Island avoid hiring 2-3 people to do their dispatching and that they were getting a good deal.

Councilmember Smiley asked if increasing the number of dispatchers for Isle of Palms was the reason Council was charging more for Sullivan's Island dispatch services. Councilmember Murph stated that the reason was because of weekend high activity in dispatching and that this new dispatcher would be part-time, with thoughts of, perhaps, going to fulltime if the need were evident. Councilmember Smiley asked about the 3 firemen who were going from hourly wage to salaried positions and if they were salaried, did not that mean that they worked until the job was completed. Councilmember Murph stated that these firemen may have to put in overtime, even as salaried individuals, but that the budget would come out better in the end by having these men salaried. Councilmember Ward stated that the Ways and Means Committee had determined that two firemen were averaging approximately 16 hours per week in overtime and on a quarterly projection from the first quarter through the rest of the year, there would be a savings of about $10,000 by having them salaried. These three salaried men would not receive over-time.

3. Public Works (minutes attached).

4. Engrossed Bills (minutes attached).

Councilmember O'Neal said that some consistency must be established in the numbering of ordinances and that it had been a source of confusion when the Committee reviewed an ordinance with one number and when it appeared before Council, it had a different number. Attorney Dreyfoos suggested that no ordinance be numbered until it came out of the Engrossed Bills Committee. Councilmember Smiley asked for clarification of the interpretation of the restroom requirement in Section 6-1-3 of the Isle of Palms Code of Ordinance, referred to in Chairman O'Neal's report. Councilmember O'Neal stated that it is the Committee's interpretation that a food establishment is allowed to operate if it has permanent plumbing connections. Councilmember Smiley asked if food establishments affixing their food stand on a cement pad would be considered permanent. Councilmember O'Neal responded that if the food stand is affixed to the cement pad, meets building code regulations and has plumbing and sewer connections, then it would constitute a permanent structure according to the interpretation of the Engrossed Bills Committee.

Councilmember O'Neal stated that regarding the numbering of ordinances, he would like for all drafts to come to Engrossed Bills before they receive first reading in Council.

Councilmember Smiley then asked if the Engrossed Bills Committee had studied the impact the Fire Protection Ordinance would have on the Front Beach and if it was really needed by the City. Councilmember O'Neal stated that the Engrossed Bills Committee felt at the time that additional data should be available for consideration to determine restrictions being placed on improvements and renovations of existing buildings by this ordinance and that some response was given at the following Council meeting but Council had gone ahead and acted upon the ordinance at that time. Mayor Bunch stated that the City Administrator had placed an ad in the newspaper advising residents that the ordinance had received first and second readings and that before it can be ratified, a public hearing was required for passing of this ordinance. Mayor Bunch recommended that the public hearing be scheduled for June 8 at 6:30 p.m. She also stated that the Building Department had recommended this ordinance and a map would be available at City Hall for inspection by any one who wanted to see it.

5. Recreation Committee (minutes attached).

Councilmember Orvin stated that the question of a swimming pool for the City had come up many times and he felt that Councilmembers need to have some answers for residents bringing up this question. Councilmember Smiley said that she had suggested to the Recreation Commission to research the facts regarding swimming pools ("reasons we can and reasons we can't").

Councilmember Smiley made a motion that Council approve the expenditure of $4,000 to be used for lights on the basketball court from capital improvements, seconded by Councilmember Murph.

Motion carried.

E. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - None

Mayor Bunch stated that one to two months ago Council established a Board of Adjustment for the Standard Building Code and she was required to appoint five people to serve on the Board from the building industry. Mayor Bunch stated that she had appointed to the Board: Steve Weavil, contractor; David Matthews, member of construction industry; John Gardner, architect; Gary Watson, citizen; and John Sheridan, engineer.

2. Planning Commission - Minutes attached.

a. 1988-7: Plat of a Subdivision of a 7.33 acre situate on Ocean Boulevard.

Councilmember Murph made a motion that Council approve Plat 1988-7, seconded by Councilmember Calhoun. Councilmember Swanson made an amendment to the motion stating that the wording "The City of Isle of Palms opposes the employment of hard structures, seawalls, revetments, groins, etc. to protect property along the beach front threatened by beach erosion" be placed on this plat, seconded by Councilmember Smiley. Mayor Bunch called for the question. Motion carried.

b. 1988-8: Plat of Lots 40-48, Block 29, Boardwalk Section A, Parcel A, and Parcel B situate on Ocean Boulevard.

Councilmember Murph made a motion that Council approve Plat 1988-8, seconded by Councilmember McDonald. Councilmember Swanson made a motion that the same amendment be added to this plat as was added to Plat 1988-7, seconded by Councilmember Smiley. At this point, Councilmember McDonald stated that he thought it would be better to have the plats reflect the Ordinance <u>prohibiting</u> the erection of hard structures rather than stating that the City <u>opposes</u> hard structures and further stated that the buyer of the property would then know that an ordinance exists prohibiting these structures.

Councilmember Swanson then withdrew her amendment and Councilmember Smiley withdrew her second. Councilmember Swanson then made a motion that the amendment to Plat 1988-8 read "The Isle of Palms City Council Ordinance prohibits the employment of hard structures, seawall, revetments, groins, etc. to protect property along the ocean front threatened by beach erosion", seconded by Councilmember Smiley. Motion carried.

Councilmember Murph then made a motion to suspend the rules of order and procedure to re-consider the amendment to Plat 1988-7, seconded by Councilmember Swanson. Motion carried. Councilmember Swanson then made a motion to change the wording on the original amendment to Plat 1988-7 to "The Isle of Palms City Council Ordinance prohibits the employment of hard structures, seawalls, revetments, groins, etc. to protect property along the ocean front threatened by beach erosion", seconded by Councilmember Smiley. Motion carried.

c. 1988-9: Conditional plat showing subdivision of Tract "E", Block "K", 28 lots and Tract "E", Block "H-2", Parcel 3a, 43 lots, Wild Dunes.

Councilmember McDonald made a motion that Council approve Plat 1988-9, seconded by Councilmember Ward. Motion carried.

d. 1988-10: Conditional plat showing subdivision of Tract "E", Block "M-2", 8 lots, Wild Dunes.

Councilmember Calhoun made a motion that Council approve Plat 1988-10, seconded by Councilmember Ward. Motion carried.

3. Building Committee - No meeting

4. Beach Patrol and Control Board

Councilmember Swanson stated that the Board met and the only thing discussed was Dr. Katuna's beach report.

5. Personnel Committee - No meeting.

F. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

G. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

None

H. BILLS ALREADY IN POSSESSION OF COUNCIL

Mayor Bunch asked for a motion to suspend the rules of order and procedure to delete Item #1--third reading of Ordinance 1988-14 regarding the establishment of Fire District Code. This motion was made by Councilmember Swanson, seconded by Councilmember Ward. Councilmember Ward then stated that he felt Ordinance 1988-14 was a very confusing ordinance and recommended that Council have professional advice on this ordinance. Mayor Bunch stated that the Public Hearing on this ordinance was scheduled 1/2 hour before the next Council meeting in June. Mayor Bunch then called for the question. Motion carried.

1. Third Reading of 1988-15: An ordinance to amend FY 87-88 revenue sharing budget for the City of Isle of Palms.

Councilmember Murph made a motion that Council accept third reading of Ordinance 1988-15, seconded by Councilmember McDonald. Motion carried. Councilmember Murph made a motion to suspend the rules of order and procedure to ratify Ordinance 1988-15, seconded by Councilmember McDonald. Motion carried.

2. Third Reading of 1988-16: An ordinance to amend Section 1-3-31(3) to place the maintenance of street light system under Public Works Department rather than Police Department.

Councilmember Ward made a motion that Council accept the third reading of Ordinance 1988-16, seconded by Councilmember Orvin. Motion carried. Councilmember Smiley made a motion that Council suspend the rules of order and procedure and ratify ordinance 1988-16, seconded by Councilmember McDonald. Motion carried.

3. Second Reading of 1988-18: An ordinance of the City of Isle of Palms providing for the construction, operation, regulation and control of cable television within the City of Isle of Palms.

Councilmember Smiley made a motion that Council accept second reading of Ordinance 1988-18, seconded by Councilmember Orvin. Motion carried. Councilmember Ward abstained.

4. First Reading of ordinance 1988-19: An ordinance to raise revenue and adopt a budget for the City of Isle of Palms, S. C. for the fiscal year beginning July 1, 1988 and ending June 30, 1989.

Councilmember Murph made a motion that Council accept first reading of Ordinance 1988-19, seconded by Councilmember McDonald. Motion carried.

5. First Reading of ordinance 1988-20: An ordinance to protect and regulate the use of the City's beaches and marine recreation areas. Mayor Bunch asked for a motion to return Ordinance 1988-20 back to Engrossed Bills. Motion was made by Councilmember Orvin, seconded by Councilmember Smiley. Motion carried.

Mayor Bunch noted that the ordinance regarding pitbulls had been omitted from the agenda. Attorney Dreyfoos stated that there has been little case law on pitbulls but the courts have so far upheld ordinances regarding attacks by these animals.

H. MISCELLANEOUS

Mayor Bunch stated that she had written the Highway Department regarding the problem of speeding on 27th and 28th Avenues and stated that the Highway Department had denied installation of speed bumps in these areas and that the City could request that the area be removed from the State Highway system in order to control this area.

Mayor Bunch stated that Senator Thurmond supports a bill for renourishment of beaches and will be passed by the Senate.

Mayor Bunch stated that she had asked Charlie Way to report the outcome of his study on the fluoride in the water system as soon as he receives it.

Mayor Bunch stated that 5 rooms had been reserved for the Municipal Association meeting to be held at Hilton Head in July and asked that those who wanted to attend to let her know.

Mayor Bunch stated that the City had received an award for outstanding achievement for using the accommodations tax money in the way it was intended.

Mayor Bunch stated that she had just returned from Columbia to oppose Bill 4073 introduced by Representative Clyde Dangerfield which would take away the City's rights to determine its own destiny. She stated that a letter was circulated to the Senate saying Isle of Palms Council had suggested that a new design be made for the Connector, thereby delaying its construction. Mayor Bunch stated that she had told the Committee that the Council had been in agreement with the Highway Department as to the design of the Connector and that the City was ready to sign off on this project. Councilmember Ward stated that he was present in Columbia when Mayor Bunch defended the Council's position on the Connector and that Mayor Bunch had asked some valid questions regarding Goat Island and Dewees Island. Councilmember Ward stated that the Committee had no adequate response. Mayor Bunch stated that this bill would enable CHATS to determine what construction is done in the cities and that Isle of Palms had only one vote, whereas North Charleston had three. Mayor Bunch said that the appeals, according to the Bill, would also be heard by CHATS.

Mayor Bunch stated that she would like Council to set aside the decision they made last week regarding the Ocean Inn property until all Councilmembers could view the property. Councilmember Swanson made a motion that Council set aside the decision made by Council regarding the Ocean Inn property, seconded by Councilmember Ward. Motion carried.

Councilmember Smiley stated that all along Council had been assured that there was no fire problem with this property and that now it appears that the fire trucks cannot reach the property. Mayor Bunch stated that the Fire Chief had surveyed the property and told Mayor Bunch that a fire truck could not reach the property.

Councilmember Murph made a motion that Council enter Executive Session, seconded by Councilmember McDonald.

Upon re-entering Regular Session, Councilmember Murph made a motion that Council adjourn, seconded by Councilmember McDonald.

Carmen R. Bunch

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch
Mayor

June 8, 1988
Date

WAYS AND MEANS COMMITTEE

The Ways and Means Committee met at City Hall on April 25. The meeting was called to order by Councilman Ward at 7:18 p.m. In attendance were Mayor Bunch, Committee Members O'Neal and Ward. Also attending were Councilman Murff and City Administrator Williams.

The committee reviewed the City's trial balance as of March 31, 1988. It was noted that overall 74.8% of the operating budget had been expended as of March 31, 1988. Councilmen O'Neal and Ward had a few questions about certain line items in the trial balance.

Also discussed was the recent receipt of a grant to help with construction of public restrooms on front beach. There was some discussion about a provision attached to the money stating it would have to be spent within 90 days. Since the Committee had concerns about this, Mayor Bunch volunteered to find out as much as she could about it and give her findings to the Committee at a later date.

There being no further business, the meeting was adjourned at 7:33 p.m.

Submitted

James M. Ward

James M. Ward

POLICE AND PUBLIC SAFETY COMMITTEE MINUTES

The Police and Public Safety Committee met on May 4 with all members present. Present also were Mayor Bunch and Administrator Williams.

Chief Allen reported that he had met with approximately 30 citizens regarding juvenile drinking.

Bids were open for towing improperly parked cars and CRSC Wrecker Service was awarded the contract. It was discussed what cars would be towed and it was decided that the only cars that will be towed are those considered to be a dangerous threat to emergency vehicles or those that could possibly cause an emergency situation. Chief Allen also reported that he was working with the Highway Department to solve the parking problem along Carolina Boulevard and presented his monthly report.

Fire Chief Britton reported that the paramedic has been on duty since April 14 and the program is working. His monthly report was presented and the Department answered 25 alarms for the month. Chief Britton reported that he spoke to the Exchange Club on the island and requested all new businesses on the island be approved by the Fire Department as well as the Building Department.

Due to the increase in expenses, a motion was made to increase the fee now paid by Sullivan's Island for dispatching from $19,800 a year to $21,000. This motion was passed unanimously.

Mr. Joe Tucker requested the City sell fire contracts to homeowners on Goat Island to help them obtain fire insurance. The Committee will do further study on this and advise him at a later date.

The Committee approved moving 3 employees (2 Firemen and 1 Policeman) from hourly positions to salaried positions. This will cut out overtime and will not cost the City more.

The Committee asked Chief Allen and Chief Britton if they would submit to Council a background profile on each one of their employees so Council could get a better idea of what caliber of person we have working for us.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Tom Murph

PUBLIC WORKS COMMITTEE MINUTES

The meeting was held in April with Councilmembers Orvin and McDonald, as well as Supervisor Andy Parrish in attendance.

The budget was discussed and also the size of the required building for the Department. A building 40 feet wide and 60 feet long is needed (2 bays for trucks and 1 for automobiles). Ten feet by 60 feet of this building will be used for office space, eating area, bathrooms and showers. The required elevation is 4 feet. The entire lot will not be filled in.

Meeting was adjourned.

Respectfully submitted,

Leo McDonald

ENGROSSED BILLS COMMITTEE MINUTES

The meeting of the Engrossed Bills Committee was held April 25, 1988 at City Hall at 6:30 p.m. Present were Mayor Bunch and Committee members Murph and O'Neal. Also present were Councilmembers Swanson and Ward.

Reviewed were the following proposed Ordinances:

1. 1988-19 - an ordinance for the regulation of vicious dogs. Questions were raised as to the need to specify pitbull terriers as a specific class and its possible effect on the ordinance. The amount of public liability insurance requirements set forth were questioned as to whether or not they should be higher.

2. 1988-20 - an ordinance to revise the requirements for the issuance and revocation of business licenses. This draft was reviewed with no recommendation, as the wording was incomplete.

3. 1988-21 - beach and marine regulations. A draft copy of the proposed ordinance was reviewed with no recommendation.

The Engrossed Bills Committee was directed at the April 13, 1988 Council meeting to review Section 6-1-3 dealing with restrooms. Subsequent to the meeting of the Committee, discussions between members Murph, Calhoun and O'Neal resulted in the following interpretation of this section, subject to Council's concurrence. The intent of Section 6-1-3 for the provision of restrooms for use by customers appears to apply to permanent structures in which customers physically enter the building to be served. Other permanent structures must have restrooms for employees as required by other law or regulations, etc. Exceptions may be made as noted in the section, i.e., Council can waive the regulations for restrooms for fairs and carnivals.

Respectfully submitted,

Harry O'Neal

RECREATION COMMITTEE MINUTES

The Recreation Committee meeting was held Monday, May 8. Present were Councilmembers Swanson, Orvin, Smiley and Mayor Bunch, as well as Chairman of Recreation Commission Cathy Carroll and Recreation Director Catherine Leopold.

The major part of the meeting was taken up with going over the recreation budget item by item and a great deal was cut from the budget.

The Committee asked Cathy Carroll to report back to the Committee about what is happening after the parents of teenagers on the island requested a meeting at City Hall to talk about the problems they are having with teenagers and what they can do as parents and how the Recreation Department can work with them. Cathy Carroll reported that these parents were going to have a meeting May 12 in the Recreation Department and there had been quite a lot of interest in keeping the Recreation Department open later on Friday and Saturday nights. The Committee told the parents they would cooperate any way they can. Cathy Carroll also reported that the Recreation Auxiliary group will be started up again and it was Chairman Smiley's suggestion that it work in conjunction with the Recreation Commission. This auxiliary will work to raise money for the playground.

Drs. Emmel and Taylor will be giving football checkups soon.

Hours of workers on the grounds was discussed.

Meeting adjourned.

Respectfully submitted,

Betsy Smiley

PLANNING COMMISSION MINUTES

April 27, 1988

Chairman Lonnie Moyer called the meeting to order at 5:35 p.m. Present were Chairman Moyer, Guy Taylor, Ken Palka, Geoffrey Woodward, William H. Sandeford, Ned Oakley, and Consultant David Cantey.

NEW BUSINESS

1. Plat of Lots 40 - 48, Block 29, Boardwalk Section A, Parcel A, and Parcel B situate on Ocean Boulevard.

Mr. Leonard Long, representing The Beach Company, presented the plat. He stated that Parcel A, Parcel B, and Lot 46 - 48 will be conveyed to Ron and Susan Mayhew. Mr. Cantey stated that notes be added to indicate that line "QN" and line "BM" will be abandoned in order to incorporate all parcels into a single lot.

Mr. Taylor requested that Items 2 (Plat of a Subdivision of a 7.33 acre Situate on Ocean Boulevard) be addressed at this time. Mr. Long stated that The Beach Company will be offering the land seaward of the existing lots to the owners' of property along Ocean Boulevard. Mr. Long stated that he would note that parcels seaward of the original five (5') foot strips will not be built upon unless connected with a lot with street frontage. Mr. Taylor suggested eliminating the first two (2) parcel on the western side of the plat which have previously been addressed by the City. Mr. Cantey stated that notes should be added such that no lots will be created without street frontage. Mr. Long stated that the plat will be used for conveyance. Mr. Palka motioned to approve Plat of 7.33 acre Tract with the conditions that: (a) notes be added to indicate a claim of ownership on the three (3) unmarked parcel and (b) the two (2) western most parcels be removed. Mr. Taylor seconded. Motion carried.

Mr. Taylor motioned to approve the Mayhew Plat (Item 1) with the notes that: (a) Parcel A will be conveyed by quit claim deed and (b) by approval of this plat line "BM" will be abandoned and line "QN" will be a dashed line instead of a solid line. Mr. Oakley seconded. Motion carried.

2. Plat of Wild Dunes Links Golf Course

Mr. Mark Permar presented the plat. He stated that the purpose of this plat is to show the actual boundary of the Golf Course. Mr. Cantey asked if the northern line represented the critical line. Mr. Permar stated yes.

Mr. Taylor motioned to approve the plat, Mr. Palka seconded. Motion carried.

Commission should review all notes.

Mr. Taylor, Mr. Palka, and Mr. Sandeford voted in favor of the motion to table. Dr. Woodward and Mr. Oakley opposed. Motion carried.

Ms. Moyer called for action on the March 30, 1988 regular business not including the public hearing portion. Dr. Woodward requested that the attendance be indicated on the regular business section. He also stated concern over some of the language.

Mr. Sandeford motioned to accept the minutes as written. Mr. Palka seconded. Motion carried.

2. Proposed Master Plan consisting of Neighborhood Atlas and Map

Mr. Cantey suggested that the proposed Master Plan, revisions to the Zoning Code, and map revisions be dicussed at the same time and that action be taken on each one separately.

Mr. Cantey suggested changes to the proposed zoning text revisions (referring to the hand-out read at the public hearing) as follows:

Page 1 - Dwelling: Two-Family - insert "other than a moblie home";
Page 8 - Bufferyards, Section A.2 - should read "residential property across street";
Page 9 - Conditional Use - insert golf course;
Page 12 - Limited Commercial - change front and rear yards to 20 feet, minimum lot size to 6,000 square feet, and require 20 feet of frontage on a public street;
Page 14 - General Commerical - change rear yard to 15 feet and require 20 feet of frontage on a public street;
Page 15 - Multi-Family - includes a minmum lot frontage of 40 feet on a public street;

The proposed zoning map would be changed as follows: The area bounded by the intersection of Palm Boulevard and Charleston Boulevard to Tenth Avenue to Ocean Boulevard to Charleston Boulevard to Palm Boulevard from SR-1 to SR-2.

Chairman Moyer asked for discussion on the proposals, plans, and maps.

Mr. Taylor suggested that the Commission review its past year of discussion concerning the undeveloped property at the end of 41st Avenue. He stated that the Commission had determined that the rezoning to commerical in 1977 was a mistake. The Commission's discussion of rezoning to residential occured prior to the issuance of a zoning permit for the proposed development. He added that the issue is complex as to whether to recommend residental zoning as the most appropriate use in the context of the Master Plan in the wake of a valid zoning permit. If the zoning permit expires, then commerical development of the 3.5 acre wooded parcel will not be allowed under the residential classification. If development under the zoning permit, the Commission has created a non-conforming use. Mr. Palka added that the owner has a sight to build within a particular time frame, and if not built the property reverts to residential. Mr. Taylor added that residential use is the appropriate use, especially in relation to adjacent property. The minimum lot size has been reduced to 6,000 square feet to provide a good transtional lot size from the smaller lots in the PRD and the larger lots in Wildwood Subdivision and across 41st Avenue. The existing zoning permit is clouding the issue.

Mr. Brew Haygood stated that Wild Dunes has an option on the entire seven acres. He stated that the commerical area within the PRD was reduced knowing that 7.0 acres of commericial property was available. The zoning permit was obtained prior to the option. If developed, half the project will be non-conforming.

Mr. Taylor stated that a previous plan attempted to incorporate this 7.0 acres with the PRD and this plan was rejected by the City. He added that he does not relate the value and impact of commerical property within Wild Dunes and the commeical property outside the gate. Mr. Oakley added that if the zoning permit expires, the commerical development plan will be void.

Mr. Taylor stated that he is not inclined to create a non-conforming use and requested discussion of alternating to a large retail area. Mr. Cantey stated that the proposed Limited Commerical District is more restrictive in that it permits only professional uses and limits the size of structures. Mr. Sandeford stated that these uses would not be appropriate for the area.

Mr. Taylor requested information on what was included in the zoning permit. Mr. Cantey stated seven acres of commerical development including retail space, an inn, and a parking lot. Mr. Sandeford stated that due to the potential impact on 41st Avenue, he prefers rezoning the property to residential as proposed.

Mr. Taylor added that the Master Plan is on the overall development of the Island and this work should have been done years ago.

Mr. Permar requested that the Commission reflect on what could have been developed as commerical property within the PRD a year ago. Mr. Taylor stated that he does not see anything lost by abandonding unvaluable commerical property within the gate for very valuable residential property outside the gate.

Mr. Permar stated that approximately 180 parking spaces are needed for the golf course and marina. Mr. Oakley stated that there appears to be little area left for commercial development no matter what the Commission does. Mr. Cantey stated that a seven acre site is a large commerical development. Mr. Taylor stated that existing parking needs should not cloud the issue. The proposal is for a large commerical development.

Mr. Taylor stated that the Commission started consideration of rezoning prior to the zoning permit. Mr. Taylor motion to recommend the proposed land use plan, zoning code, and zoning map revisions as presented, including the earlier discussed admendments. Mr. Sandeford seconded. Chairman Moyer stated that the letters from representative of Wild Dunes and The Beach Company deserve attention. Dr. Woodward stated that this property was zoned commerical prior to the establishment of the Commission and he does not see justification to rezone the property. Mr. Oakley agreed. Mr. Taylor stated that the property was residential prior to being rezoned commerical.

Mr. Oakley stated that he sees no good reason to rezone the property. Mr. Sandeford stated that he supported the residential zoning to limit the amount of commerical development because of the real problems of traffic for residents near 41st Avenue. The area is surrounded by residential uses. This is a pocket of commerical activity within a residential area. Mr. Palka stated that the Commission is recommending various rezonings'. The best suited purpose for the 3.5 acre section is residential with a smaller minimum lot size. Mr. Taylor added that this is a dillemma only because of the existence of the zoning permit. Other proposals are much more critical to the development of the Island and will seriously affect the commerical use if property such as no more multi-family type uses in the General Commerical.

Dr. Woodward stated that for the past ten years the property has been has been zoned as a commerical piece of property. Mr. Taylor stated that it has not been used as commerical property. He added that this is a recommendation to City Council.

Chairman Moyer called for the vote on the motion to recommend approval of the proposed Master Plan, Zoning Code revisions, and Zoning Map revisions, with the earlier mentioned admendments. Mr. Palka, Mr. Sandeford, and Mr. Taylor voted in favor. Dr. Woodward and Mr. Oakley opposed. Motion carried.

Meeting adjourned at 8:25 p. m.

Respectfully submitted,

David Cantey

SPECIAL CITY COUNCIL MEETING MINUTES
May 3, 1988

The meeting was called to order by Mayor Carmen Bunch at 7:02 p.m. All councilmembers were present (Councilmember Smiley arrived late). Also present were Planning Consultant David Cantey, Attorney William Dreyfoos, Administrator Williams and Clerk/Treasurer Nell McDuffie.

A motion was made by Councilmember Murph to enter executive session for the purpose of obtaining legal advice from the attorney concerning land use and zoning, contractual matters concerning City property adjacent to that owned by Deana Wall, a professional services contract with architects Cummings and McCrady and personnel matters. Motion seconded by Councilmember McDonald; motion carried unanimously.

At approximately 8:30 p.m. a motion was made by Councilmember Murph, seconded by Councilmember Calhoun that City Council leave executive session and return to general session. Motion carried. Mayor Bunch stated that no action had been taken on any matter while council was in executive session.

Noting that there were a number of new employees in the Police Department, Councilmember McDonald asked if a short resume on each of the new employees could be prepared for Council so that Councilmembers may know who is working in the Police Department. Mayor Bunch stated that with all of the recent changes in employment in the Department even she did not know all the new officers. Councilmember Smiley applauded the idea. Councilmember Murph, who is chairman of the Public Safety Committee, said he would talk with Police Chief Allen about preparing such information for Council.

Council then addressed the subject of City property adjoining that owned by Mrs. Deana Wall where one of Mrs. Wall's apartment buildings encroaches onto City property by some three feet. Council had previously considered proposals to eliminate the encroachments by selling Mrs. Wall some of the City's parking lot property which lies adjacent to hers. Mrs. Wall had previously expressed an interest in purchasing either a 25 or 50 foot corridor so that her tenants could be assured of access to their apartments and parking. (These tenants have been parking on City property which lies very close to the apartment buildings). Councilmember Murph asked if the City could choose to do nothing and allow the encroachments to remain. He was advised by the Administrator and Attorney that until the encroachments are eliminated, neither the City nor Mrs. Wall would be able to lease, sell, or alien their property with a clear title. Councilmember Smiley made a motion that the City extend regrets to Mrs. Wall and then move the parking lot fence to coincide with the property lot line (action which would place the fence only a couple of feet from the apartment buildings). Motion was seconded by Councilmember Murph. On discussion, Councilmember McDonald said that he believed the City should deed to Mrs. Wall the couple of feet of City property that her building is encroaching upon. Councilmember Murph questioned whether or not the City could incur any liability for someone who is injured in and around the apartments if they are actually injured while on City property. Following more discussion about the merits to deeding Mrs. Wall a few feet of property to solve the encroachment problem, Councilmember Murph withdrew his second to Councilmember Smiley's motion. She then withdrew her motion.

Councilmember McDonald then introduced a motion that the City deed Mrs. Wall that much City property being encroached upon by her buildings if she will pay to have the property survey and other documentation prepared. Motion was seconded by Councilmember Ward. Motion carried.

Councilmember Smiley then introduced a motion that the City go forward immediately in moving the nearby parking lot fence to coincide with the property lot line. Motion seconded by Councilmember Calhoun. On discussion, Councilmember Ward asked how much money the City would receive if it opted to sell Mrs. Wall a 25 foot wide corridor of property and was told that it would be approximately $52,000. Councilmember Smiley asked if the fence would so closely follow the property line that it would conform to the jag in the property line being created in deeding the few feet of property to Mrs. Wall. She said that it was her intention in voting for the motion that the fence be installed accordingly, and she was assured that it would be. Motion carried with one negative vote.

Following the previous discussion in executive session, Mayor Bunch asked for Council's authorization to contact the architectural firm of Cummings and McCrady and notify them of the City's intention to terminate the professional services agreement they had entered into with the City for the design of a new municipal complex. Motion was made by Councilmember Murph, seconded by Councilmember McDonald, that the Mayor be authorized to terminate the contract with Cummings and McCrady. On discussion, Councilmember O'Neal recommended that Council delay termination of the contract until Council can hold a special meeting to discuss alternatives for a new plan in light of the recently defeated bond referendum. O'Neal cited the amount of time and money that had been invested with the firm and suggested that Cummings and McCrady be given a chance to design a building plan to the City's wishes for the amount of funds available before the contract is terminated. It was also pointed out that there would be some duplication of effort if the City had to engage the services of another architect to start the project anew. Mayor Bunch questioned whether the architects were doing anything since the defeated referendum to generate additional costs to the City. Administrator Williams advised the Mayor and Council that Cummings and McCrady had told him they were on "hold" awaiting word from the City as to what to do next about designing a municipal complex. Council agreed to postpone ending the architectural services agreement with Cummings and McCrady until a special meeting could be held to discuss building alternatives. Since any plans are dependent upon available construction funds, Mayor Bunch asked Council to be thinking about whether the scope of the project would be limited to available funds on hand or whether City Council would authorize borrowing up to the City's constitutional debt limit, which would not require another referendum (approximately $828,000). The motion for terminating the contract and its second were withdrawn.

On another matter involving the City's compensation and classification plan, a motion was introduced by Councilmember Murph, seconded by Councilmember Smiley to amend the plan so that step pay increases be spread out over a ten year span rather than the fifteen year plan now in existence. Motion carried.

Council then considered second reading of several ordinances:

Ordinance 1988-14, an Ordinance to amend Section 5-1-12 of the Isle of Palms Code of Ordinances to create a fire district. Motion to approve was introduced by Councilmember Smiley and seconded by Councilmember Murph. On discussion, Councilmember Ward asked what type of buildings would be allowed to be constructed in the new fire district and was told only those constructed of non-combustible materials like masonry and steel. Councilmember Calhoun questioned whether additions to existing buildings in the fire district would have to meet the new construction guidelines and was told that they would. Motion carried unanimously. Councilmember Smiley motioned that the City's rules of procedure be suspended to allow ratification of the ordinance without a third reading. Mayor Bunch suggested that ratification be delayed until a map describing the area to be included in the new fire district is posted for the public to inspect. Councilmember Smiley withdrew her motion.

Ordinance 1988-15, an Ordinance to FY '87-88 Revenue Sharing Budget to allow expenditure of previously unappropriated revenue sharing funds. Motion to approve the second reading of the ordinance was introduced by Councilmember Murph and seconded by Councilmember McDonald. Motion carried unanimously.

Ordinance 1988-16, an Ordinance to amend Section 1-3-31(3) of the Isle of Palms Code of Ordinances to add a duty to the responsibilities of the Public Works Committee. Motion to approve was made by Councilmember Murph and seconded by Councilmember Smiley. Motion carried unanimously.

Ordinance 1988-17, an Ordinance to make it unlawful to advertise for sale, manufacture, possess, sell or deliver, or to possess with intent to sell or deliver drug paraphernalia. Motion to accept the second reading of the ordinance was made by Councilmember Murph and seconded by Councilmember McDonald. On discussion, Councilmember Murph suggested that the definition of drug paraphernalia be amended to include "crack" vials or other implements used with cocaine. Administrator Williams and Attorney Dreyfoos advised that the definitions used in the ordinance were taken directly from state law and to deviate from that original definition may create some problems when prosecuting individuals in court. Councilmember Murph agreed to leave the definition unamended. Councilmember O'Neal questioned the need for a state law statutory reference in the City ordinance; Attorney Dreyfoos said that such a reference usually enhances the constitutionality of a local ordinance dealing with criminal violations. When called for the question, the motion to approve was carried unanimously. A motion to suspend the City's rules of procedure requiring a third reading of Ordinance 1988-17 prior to ratification was introduced by Councilmember Murph. Motion was seconded by Councilmember McDonald and carried unanimously. A motion to ratify Ordinance 1988-17 was made by Councilmember Smiley, seconded by Councilmember McDonald and carried unanimously. The next item on the meeting agenda concerned discussion about whether or not the City should lease-purchase acquisition of capital items such as garbage trucks, fire truck, and police cars, or purchase them outright. In working on preparation of a draft budget with Mayor Bunch, Administrator Williams asked Council to consider which financing alternative Council would prefer to be shown in the draft budget. Several councilmembers said that it was impossible for them to make such a decision without seeing the budget as a whole first. Council asked that this matter be discussed during presentation of the individual department budgets before the Council Committees. The Mayor said that the budget she would propose to Council would be on the basis of lease-purchasing these capital items and that preliminary budget figures would include a three mill tax increase with the apparent need for an additional millage increase to balance the FY '88-89 budget. The Mayor added that an alternative budget with outright purchase of all capital items would be prepared along with a list and total of budgetary line items which represent fixed costs. A motion to adjourn was introduced by Councilmember Murph, seconded by Councilmember McDonald.

Nellie S. McDuffie
Nellie S. McDuffie, Clerk-Treasurer

Date Approved: May 11, 1988

Approved by: Carmen R. Bunch
Carmen R. Bunch, Mayor

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: April 13, 1988, 7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation. Present were Councilmembers Smiley, Swanson, Murph, Calhoun, McDonald, Ward, Orvin, O'Neal, Mayor Bunch, Administrator Williams and Attorney Dreyfoos.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of March 9, 1988 - Councilmember Murph made a motion to suspend with the rules of order and procedure and accept the minutes as submitted. Motion was seconded by Councilmember Swanson. Motion carried.

C. CITIZENS' COMMENTS

1. Bill Connelley - Mayor Bunch stated that Mr. Connelley had been honored at the recent Appreciation Day for his many years of service to the Isle of Palms Fire Department and said that a resolution passed by Council in Mr. Connelley's honor was now ready for presentation. After presenting Mr. Connelley with the resolution, Mayor Bunch then read a letter she had written to Fire Chief Larry Britton commending him on his efforts to secure an EMS stationed on Isle of Palms and asked that Chief Britton display a copy of Mr. Connelley's resolution in Fire Station #2 and that it be displayed in the new fire station when a new building is constructed.

2. Joe Larosa - of Cellular One stated that he had presented a proposal to the Police and Public Safety Committee for the purchase of cellular phones to be used by the Police and Fire Departments. Mayor Bunch stated that the contents of Mr. Larosa's proposal would be explained in the Police and Public Safety Committee report.

3. Ed Weaver, a general contractor on the Isle of Palms, stated that he wanted to bring to the attention of Council Ordinance 6-1-3 referring to restrooms provided by food establishments. Mr. Weaver said he was concerned about "takeout only, delivery only, and drive-thru only" restaurants that would probably be coming to the Isle of Palms. Mr. Weaver said that according to the ordinance, all restaurants, snack bars, vendors and any other business selling food for consumption must have restrooms on the premises at the point of sale of the food and asked Council to define the word "consumption". He asked if this meant food

consumed on premises or if a candybar were purchased, would a restroom facility be required for the customer. Mr. Weaver stated that it was customary for "takeout" orders to be eaten away from restaurants. Mr. Weaver stated that he owned a piece of property on Front Beach and he planned to have a "takeout only" restaurant that would more than meet the minimum requirements of the Isle of Palms Building Code. Mr. Weaver stated that he intended to have a restroom but he did not understand the wording of the ordinance, i.e., would he have to provide a public restroom if none of the public would ever use the restroom? Mayor Bunch stated that Council could vote on this issue after the Engrossed Bills report.

4. Mary Eller - decided not to speak.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means (minutes attached)

Councilmember Smiley asked if Sullivan's Island were going to pay one-third of the share of the EMS to be stationed on the Isle of Palms. Mayor Bunch stated that the cost of the EMS would be paid from Accommodations Tax money which would be voted on later in the meeting and that Sullivan's Island had not indicated to her what they intended to do.

2. Police and Public Safety Committee (minutes attached)

Councilmember Murph stated that the cost of the EMS stationed on the Isle of Palms would be approximately $35,000 and that the City was expected to pay $11,600 or one-third of the cost with the County picking up the remainder. Councilmember Murph added that if Sullivan's Island elects to join in the cost of the EMS, they will pay part of the Isle of Palms one-third, with the County committed to paying two-thirds. Mr. Murph stated that one of the requirements to have an EMS stationed on the Isle of Palms is to provide a radio unit such as the one demonstrated previously by Mr. Larosa for use by EMS. Councilmember Murph made a motion that Council approve funds for the City's portion of the cost of an EMS stationed on the Island. Motion was seconded by Councilmember Swanson. Mayor Bunch asked for a roll call vote. Motion to approve funds carried unanimously.

Councilmember O'Neal made a motion that $10,000 be approved for a 4-wheel drive vehicle for the Police Department. Motion was seconded by Councilmember Orvin. Councilmember Murph clarified to Council that this vehicle could also be used as a police cruiser. Councilmember Smiley stated that she was concerned about the number of items being charged to the Accommodations Tax Fund. Mayor Bunch stated that the City presently had $290,000 in the Accommodations Tax Fund and would be receiving another check in approximately two months. Motion carried unanimously.

Councilmember Murph stated that the Police and Public Safety Committee was requesting approval of the purchase of 5 cellular phones from Mr. Larosa. He stated that the City had already committed to the purchase of one phone because of the requirement that the EMS stationed on the island be equipped with such a device. Councilmember Murph stated that Police Chief Norman Allen had received a federal narcotics grant and some of this money would be used to purchase two cellular phones. Councilmember Murph said that these 3 phones would be purchased and the funds for them had already been committed and he was, therefore, requesting that Council approve the purchase of two additional phones, one for the Fire Chief's car and one for the police cruiser. Councilmember Murph added that the benefit of going ahead and purchasing the two additional phones would give the City a corporate rate on all 5 phones. Councilmember Murph indicated that 3 of the 5 phones would be paid for out of Accommodations Tax funds and the other two would be paid for out of the narcotics grant to the Police Department. Councilmember Murph stated that these phones would be used for emergencies only and that the estimated cost would be between $45-55 per month for use of airtime and that the cost of each unit would be $674 each. Councilmember O'Neal then made a motion that Council authorize the expenditure of $674 each plus tax for 3 additional cellular phones to come from Accommodations Tax money. Councilmember Murph seconded the motion.

Mr. Larosa clarified to Council that the cost of basic service for each unit per month would be $19.95 plus usage and that if each unit uses 200 minutes per month per unit, this would result in an expenditure of approximately $68. Councilmember Murph stated that incoming and outgoing calls would be monitored, i.e., the bill would show who had made calls and who had received calls. Mr. Larosa stated that the $674 did include installation. Councilmember Murph stated that with the corporate rate, airtime would cost 28 cents per minute. Mr. Larosa added that there would be no charge for the fifth phone for a period of six months. Councilmember Murph stated that the bids received ranged from $3,635 to $6,645 and that Mr. Larosa's bid was $3,635.

Councilmember Smiley questioned why Council was addressing these expenditures at this time rather than at budget time. Councilmember Murph stated that one of the main reasons was the fact that one phone on the EMS unit was required and the other two were being paid for from the nartcotics grant funds and if two more phones were purchased, the City could utilize the corporate rate. Mayor Bunch called for the question. Motion carried unanimously. Councilmember Murph then thanked Chief Britton for promoting the idea of a paramedic and thanked Mayor Bunch for following through with County Councilmembers.

Councilmember Murph stated that heretofore the Fire Department had been on the state fire department retirement system and members of the Fire Department had recently voted to go on the police retirement system. He stated that the firemen would receive better benefits and it would cost the City approximately 3-4% more. Councilmember Murph stated that the new rates would be effective July 1, 1988 and would be placed in the budget, if approved by Council. Councilmember Smiley made a motion that Council accept the firemen's decision to go under the new retirement system, seconded by Councilmember Calhoun. Motion carried.

3. Public Works (minutes attached)
Councilmember Smiley requested that a white stripe be painted on the curb at the corner of 41st and Palm and expressed her concern that someone could be harmed at this location. Councilmember Murph stated that the Highway Department was in the process of re-surfacing in that area and would not re-stripe the curb until the re-surfacing work had been completed.

a. Drainage Study Agreement
Mayor Bunch stated that the Soil Conservation Service would begin a drainage study in May at a cost of about $70,000. She added that approximately $20,000 would come from the state, $10,000 from the Highway Department and that she had requested $5,000 from County Council (since Sullivan's Island had received this amount from County Council). Mayor Bunch stated that $35,000 would be derived from Representative Dangerfield and Senator Martschink's sources. Councilmember Orvin made a motion that Council authorize the Mayor to sign the drainage study agreement, seconded by Councilmember Murph. Councilmember Smiley expressed concern over the $35,000 to come from Representive Dangerfield and Senator Martschink's sources. Mayor Bunch stated that Representative Dangerfield had assured her that $35,000 would be committed to the Isle of Palms for a drainage study. Mayor Bunch called for the question. Motion carried.

4. Engrossed Bills (minutes attached).

5. Recreation Committee (minutes attached).
Councilmember Orvin stated that he wanted to commend Council for waiving the permit fees for the work done on the recreation ballfield and stated that he wanted the record to show that the Recreation Department did a wonderful job on the Gina Scalise Memorial Ballfield Dedication Day on April 2. Councilmember Murph stated that the Recreation Department now has a Fun League which had its kickoff on April 9. Mayor Bunch stated that she wanted the record to reflect the efforts of Sharon Neal who had arranged for balloons, clowns, hot dogs, etc. Mayor Bunch also commended the Recreation Department and Recreation Committee. Councilmember Smiley stated that the Recreation Department needed some fencing and that $500 had been approved to come out of the Recreation Commission funds for this use.

Councilmember O'Neal asked that Council re-open the Engrossed Bills section of the agenda and stated that Council should have clarified for Mr. Weaver at that time Section 6-1-3 dealing with restrooms. Councilmember Murph made a motion that Section 6-1-3 be referred to Engrossed Bills, seconded by Councilmember Smiley. Motion carried.

F. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment

a. Keith Marshall Appeal - Mayor Bunch stated that this appeal would not be heard by Council because Mr. Marshall was at sea with the Merchant Marines. Councilmember Ward made a motion that Keith Marshall be granted postponement of his appeal, seconded by Councilmember Orvin. Motion carried.

2. Planning Commission

a. Plats received

(1) 1988-4: Plat of abandonment of right-of-way on 33rd Avenue to become part of TMS #571-10-00-129 known as 3300 Hartnett Boulevard.

Administrator Williams stated that this plat had been tabled at the last Council meeting and that Attorney Dreyfoos had clearly shown in a letter to him that the City is not conveying any interest in which a monetary value exists. Attorney Dreyfoos stated that if the City wanted to assert ownership, it could accept implied dedication and assert that the City owns the right-of-way for the expressed purposes of whatever can be done with the right-of-way. Attorney Dreyfoos stated that the next question would be who had the right to challenge the City's assertion that the City can take possession of the right-of-way and stated further that under state law, it is more likely that the adjoining property owners would have a better case to challenge the abandonment than The Beach Company. Attorney Dreyfoos stated that in this type of situation, the only clear action about what would happen to the property is that everyone who might have a property interest would have to issue a quitclaim to someone (the adjoining landowners) and any other action is likely to end up in court.

Mayor Bunch stated that she was concerned about the amount of money that had already been spent by property owners for surveyors to draw up plats for Council's consideration, especially since this had been done at the urging of the City. Attorney Dreyfoos stated that he had been contacted by a property owner whose plat had been tabled by Council in March and the attorney stated that his client feels that since the City approached her and induced her to spend money on a plat and that if the City later determines that she will not receive the abandonment, then the City should pay her costs (between $500-$600). Councilmember Murph made a motion that the City issue a quitclaim deed on Plat 1988-4, seconded by Councilmember Ward. After much discussion regarding the uneven division of property, Mayor Bunch stated that the person who had signed a letter indicating that she had no interest in acquiring any portion of this right-of-way, did not have the mental capacity to make this decision. She stated that she heard there was someone who was in charge of this person's affairs. Attorney Dreyfoos then stated that if the person who had signed this letter had been legally judged to be incompetent or that person had a registered power of attorney, then there would be some question as to her capacity to make a commitment. Attorney Dreyfoos stated that if the City wanted to say that it had no interest in this property, then the City could issue a quitclaim deed to both property owners and then the person not desiring to acquire the property could issue a quitclaim deed to the person desiring the property. Attorney Dreyfoos stated that in order for these property owners to assume title, a quitclaim deed must be issued by The Beach Company, the S. C. Highway Department and the City. Attorney Dreyfoos stated that Council's action should be to issue a quitclaim deed for the right-of-way and then to decide who gets it. Attorney Dreyfoos stated that the question before Council was whether or not Council would issue a quitclaim and approve the plat. He stated further that Council would not have to do both, but that if Council did not do both, they would have to deal with it later.

At this point, Mayor Bunch recognized Mr. Russ Stemke who stated that his plat would be coming up next on the agenda. Mr. Stemke stated that he could not get title to a right-of-way without a plat and that a quitclaim deed was not enough. He stated that this is why a plat is drawn in the first place and that a quitclaim deed cannot be recorded without a plat. Attorney Dreyfoos stated that the problem he had with Plat 1988-4 was that the competency of one of the property owners was in question and he was hesitant to draw a line excluding this person and then later on allow it to come up in a challenge. Mayor Bunch called for the question. Motion carried with a negative vote from Councilmember Smiley.

(2) 1988-6: Plat of abandonment of right-of-way on 33rd Avenue between Hartnett Boulevard and Cameron Boulevard.

Administrator Williams stated that in this plat there were two rights-of-way being abandoned and the adjacent property owners would obtain a shared portion of these rights-of-way. Attorney Dreyfoos recommended that (1) Council approve the plat and (2) issue a quitclaim deed to the appropriate adjoining landowners.

Councilmember McDonald made a motion that Council approve Plat 1988-6, seconded by Councilmember Murph. Motion carried. Councilmember Murph then made a motion that Council issue a quitclaim deed for Plat 1988-6, seconded by Councilmember McDonald, with Councilmember Calhoun abstaining. Motion carried with one negative vote from Councilmember Smiley.

At this point Councilmember Smiley stated that she had previously requested information on the right-of-way abandonments all over the island. Administrator Williams stated that this information was available on the old tax maps and that they could be viewed at City Hall since there was no way to reproduce them.

3. Building Committee

Councilmember O'Neal, Chairman of the Building Committee, stated that there had been no Building Committee meeting but read a statement expressing his regret over the defeat of the municipal complex referendum. Councilmember O'Neal further stated that the Building Committee would not proceed without guidance and direction from Council. Councilmember Murph asked that a special work session be set up for discussion of Plan B for the municipal complex. Mayor Bunch stated that the City needed input and that she would invite the public to a special meeting for input on an alternative to the defeated referendum.

4. Beach Patrol and Control Board

Mayor Bunch stated that she had received a beach monitoring report dated 1986-87 from Dr. Katuna and those desiring to see the report could view one at City Hall or the other at Dr. Smiley's. Mayor Bunch stated that the Beach Patrol and Control Board needed to take a look at Bill 1339 introduced by Senator Waddell in which the state would pay 60% of the cost for renourishing the beach and local governments would pay 40% of the cost.

5. Recreation Committee (minutes attached)

6. Personnel Committee - No meeting

H. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

Mayor Bunch stated that she had received a petition from Mrs. Shad, some residents of the City and one or two Councilmembers stating that the undersigned on the petition were opposed to the closing of 13th Avenue and the widening of Oak Harbor Boulevard. Mayor Bunch stated that this petition was the first time she had heard of widening Oak Harbor Boulevard. Mayor Bunch stated that rumors of cutting trees and a personal attack on herself had all been tactics used to defeat the municipal complex referendum. She also stated that information was given out to reporters about her personal life and having meetings at Al's Bar & Grill was not the proper place to conduct City business. Mayor Bunch said that City Hall was open to any citizen of the City to hold legal meetings and that one reporter had told her that he was under the impression that the meeting at Al's Bar & Grill was a legal one and stated that he was highly offended to see people "slugging beer" at a public meeting. Mayor Bunch stated that City business should be conducted in City Hall and this was City business that had been discussed.

Mayor Bunch then stated that this petition would be accepted as part of the record. Councilmember Ward then stated that people of the City have a right to meet wherever they want to meet. Mayor Bunch stated that this meeting was called a public meeting and a door to door campaign had been conducted to induce people to attend the meeting at Al's Bar & Grill. Mayor Bunch stated that she believed in open government and that the City was the place to conduct open government, not a bar. Mayor Bunch stated that all Councilmembers must work together and they could not work independently of each other. She said that with Council divided, nothing could be accomplished.

I. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Third Reading - Ordinance 1988-6 amending Sections 5-3-16 and 5-3-17 to prohibit the construction of seawalls and other hard erosion control devices in the City's beach and sand dune protection district. Councilmember Swanson made a motion that Council accept the third reading of Ordinance 1988-6, seconded by Councilmember Orvin. Motion carried. Mayor Bunch stated that she wanted to thank Dr. Smiley, the Committeee, Dr. Bartos, Mary Ann Tobin and many citizens of the island who worked in the past on the Board of Beach Patrol and Control. Mayor Bunch stated that since the state had weakened its beach management bill, it was a pleasure to see the Isle of Palms City Council act in such a responsible way in passing Ordinance 1988-6.

2. Third Reading - Ordinance 1988-8 to amend Section 1-9-24 of the City of Isle of Palms Code of Ordinances. Councilmember Murph made a motion that Council accept the third reading of Ordinance 1988-8, seconded by Councilmember Smiley. Motion carried.

3. Third Reading - Ordinance 1988-9 to amend Section 5-4-5(c) of the City of Isle of Palms Code of Ordinances. Councilmember Murph made a motion that Council accept the third reading of Ordinance 1988-9, seconded by Councilmember McDonald. Motion carried.

4. Third Reading - Ordinance 1988-10 to limit the number of requests for a variance that can be made by an applicant.

Councilmember McDonald made a motion that Council accept the third reading of Ordinance 1988-10, seconded by Councilmember Ward. Motion carried.

5. Third Reading - Ordinance 1988-11 to amend Section 5-2-17 of the Isle of Palms Code of Ordinances.

Councilmember Murph made a motion that Council accept third reading of Ordinance 1988-11, seconded by Councilmember McDonald. Motion carried.

6. Third Reading - Ordinance 1988-12 to amend Section 1-3-31(2) of the City of Isle of Palms Code of Ordinances.

Councilmember Orvin made a motion that Council accept third reading of Ordinance 1988-12, seconded by Councilmember McDonald. Motion carried. A motion was made by Councilmember Murph to ratify Ordinances 1988-6, 1988-8, 1988-9, 1988-10, 1988-11, and 1988-12, seconded by Councilmember Smiley. Motion carried.

7. Second Reading - Ordinance 1988-13 to make possession of marijuana unlawful.

Councilmember Murph made a motion that Council accept the second reading of Ordinance 1988-13, seconded by Councilmember McDonald. Motion carried. Councilmember McDonald made a motion that Council suspend the rules of order and procedure in order to ratify 1988-13, seconded by Councilmember Smiley. Councilmember Murph made a motion that Council ratify Ordinance 1988-13, seconded by Councilmember Smiley. Motion carried.

J. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

1. First Reading - Ordinance 1988-14 to amend Section 5-1-12 of the Isle of Palms Code of Ordinances providing for the creation and establishment of a fire district.

Councilmember Murph made a motion that Council accept the first reading of Ordinance 1988-14, seconded by Councilmember Orvin. Building Inspector, Ed Haselden, explained to Council the purpose of the new ordinance. Mayor Bunch called for the question. Motion carried.

2. First Reading - Ordinance 1988-15 to amend FY 1987-88 revenue sharing budget for the City of Isle of Palms.

Councilmember Swanson made a motion that Council accept Ordinance 1988-15 as first reading, seconded by Councilmember O'Neal. Motion carried.

3. First Reading - Ordinance 1988-16 to amend Section 1-3-31(3) adding one duty to Public Works.

Councilmember O'Neal made a motion that Council accept the first reading of Ordinance 1988-16, seconded by Councilmember McDonald. Motion carried.

4. First Reading - Ordinance 1988-17 to make it unlawful to advertise for sale, manufacture, possess, sell or deliver or to possess with intent to sell or deliver drug paraphernalia.

Councilmember O'Neal made a motion that Council accept the first reading of Ordinance 1988-17, seconded by Councilmember Smiley. Motion carried.

5. First Reading - Ordinance 1988-18 to accept Tri-Tec Cable TV Franchise.

Councilmember Swanson made a motion to suspend the rules of order and procedure so that first reading of Ordinance 1988-18 could be heard, since it had been inadvertently omitted from the agenda, seconded by Councilmember Smiley. Councilmember Orvin made a motion that Council accept first reading of Ordinance 1988-18, seconded by Councilmember O'Neal. Motion carried.

6. Proclamation - proclaiming week of April 4-9, 1988 as Community Pride Week.

Mayor Bunch stated that she needed Council's approval of funds to be used for the hiring of two people to clean the beach area from now until the end of August and that these funds would come from Accommodations tax money. Councilmember McDonald made a motion that Council approve funds for hiring these two people during the tourist season, seconded by Councilmember Smiley. Motion carried.

7. Proclamation - proclaiming month of April as Child Abuse Prevention Month.

8. Proclamation - proclaiming week of May 1-7, 1988 as Teacher Appreciation Week.

9. Proclamation - proclaiming the month of May as Pedestrian Safety Month.

K. MISCELLANEOUS BUSINESS

1. Police Narcotics Unit Grant Award

Mayor Bunch stated that several arrests had been made through use of funds from the Narcotics Award to the Police Department. She also read a letter from a visitor to the City who donated $50 to the Police Department for their prompt response to a call from him involving the disappearance of his children.

Mayor Bunch stated that one of the City's future employees, James W. McGraw, Jr., had been selected to receive the Daughters of the American Colonists Silver Bowl Award for maintaining the most outstanding disciplinary record during his 4 years at The Citadel.

2. Isle of Palms Connector

Mayor Bunch stated that she had heard from the State Highway Engineer in regard to concerns that she had about the Connector. Mayor Bunch said that Mr. Bob White of the Highway Department will be meeting with Council regarding the problems that she had brought to the attention of the Highway Department. She also stated that the award of the design of the Connector had been given to a firm in Florida. She said that the Connector was expected to be completed in 3-4 years.

Mayor Bunch stated that the work session for Council and contractual matters scheduled for the Executive Session would be postponed.

Councilmember McDonald made a motion that Council adjourn, seconded by Councilmember Calhoun. Motion carried.

Respectfully submitted,

____

Nellie S. McDuffie
Clerk-Treasurer

Carmen R. Bunch

Carmen R. Bunch
Mayor

May 23, 1988

Date

WAYS AND MEANS COMMITTEE MINUTES
March 28, 1988

Present were: Councilmembers Calhoun, Ward, O'Neal, and Swanson, Mayor Bunch, and Administrator Williams. Ordinance 1988-15 was discussed and approved. The contract for the Soil Conservation Drainage Study was discussed by the Mayor.

With no further business, the meeting adjourned at 7:30 p.m.

Respectfully submitted,

Bill Calhoun

POLICE & PUBLIC SAFETY

Police and Public Safety met April 6, 1988 at 7:00pm. Present were councilmembers Murph, Ward, Swanson and Mayor Bunch. Also present were Chief Allen and Chief Britton.

Mr. Sam Gasque gave the committee a presentation regarding reconizing offenders that have had too much to drink. This program consist of a machine that is placed in each establishment serving alcohol that will allow the consumers as well as the servers to be aware of their status. The program consist of a training program that will train bartenders and police officers. At present, the Windjammer is the only establishment that is participating. Chief Allen will do further research and report back to the committee.

Chief Allen gave the monthly report. The department made 16 charges that were drug related and 8 DUI cases(Report attached).

The committee gave approval for the Worrell 1000 Hobie Cat race to land on the City's beach as they have in the past.

Mayor Bunch made a motion seconded by Swanson to purchase a 4WD vehicle for the department to use on the beach. The cost should approximately $10,000.00 with monies coming out of accomadations fund. The motion was approved.

Chief Allen reported that Charleston County would have several officers stationed on the island during the upcoming tennis tournament at Wild Dunes to help with traffic, Etc. An EMS unit will also be here as much as possible.

Lifegurads are being interviewed and we will have 6 employed during the summer.

Due to increase in court cases on the island, court will be held weekly instead of every two weeks. Plans are to hold court at the Exchange Club instead of City Hall.

Commercial loading and unloading zones are in the process of being designated in the front beach area. Chief Allen is waiting to hear form the State Highway Department for final approval.

There being no further business the meeting was turned over to Chief Britton for his report.

PUBLIC SAFETY

Fire:

Chief Britton gave the department's monthly report(attached).

Chief Britton and Mayor Bunch were thanked and congratulated on getting approval from County Council to station a paramedic on the Island. The program will begin April 15th.

The committee gave approval to purchase cellular telephones for the department. One for chief's car and the other to be placed on the rescue squad.

Chief Britton reported on the state retirement program and will give ffurther information as he receives it.

Chief Britton is going to put bids out for the fire truck and will have the bid opening at an upcoming public safety meeting.

The need for a different type recue truck was discussed and will be studied at a later date.

Chief Britton stated that most of the businesses on the island have had at least one fire inspection and the remainder of the inspections will will carried out as soon as possible.

There being no further business the meeting was adjourned.

Respectfully Submitted

Thomas F. Murph,Chairman

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief Allen

FROM: Lt. Meade

DATE: 04-05 88

SUBJECT: Monthly Report for March 1988

Uniform Division:

Total calls handled	761
Total tickets written	272
Total arrests	27

Ticket breakdown by offense and issueing officer see page 2.

Detective Division:

Total cases cleared	29
Total Warrants served	18
Total Arrests (Charges)	31

Complete report see page 3.

Narcotics Division:

Total cases cleared	10
Total number arrested	16
Total Arrests (Charges)	25

Complete report see page 4.

Marine Patrol:

Complete report on page 5.

Animal Control/ Community Service:

Complete report see page 6.

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief Allen

FROM: Lt. Meade

DATE: April 5, 1988

SUBJECT: State/City Tickets Written in March, 1988

DUI -	8
DUS -	8
Speeding -	112
Parking -	82
Non-traffic -	101
Total Traffic Related -	194
Other -	65

Break Down by Individual Officer:

Brown -	47
Wilhite -	16
Griffin -	11
Eppright -	10
Frazier -	105
Rinaldi -	30
Kimball -	18
McGraw -	15
Haselden -	20
Total Overtime for Officers at Court 3-29-88 -	25 hours

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief Allen

FROM: Lt. Meade

DATE: April 4, 1988

SUBJECT: Monthly Activity Report from Detective Office

Active cases at start of month -	13
Cases assigned during month -	27
Cases cleared by arrest -	24
Cases inactive -	1
Arrests and Assists -	4
Interviews -	20
All other cases cleared -	5
Warrants active at start of month-	12
Total cases cleared -	10
Cases inactive -	4
Active cases end of month -	28

ISLE OF PALMS POLICE DEPARTMENT

TO: Chief N. Allen
THROUGH: Sr.Sgt. J.Meade
FROM: Cpl. B.D. Wilhte

DATE: 03/31/88

SUBJECT: Month Activity Report of the Isle of Palms Narcotics Unit for the month of

During the month of March 1988, the following arrest, charges and cases were made by the Isle of Palms Narcotics Unit.

TYPES	CASES	ARRESTS	CHARGES
Drugs	8	14	16
Others	2	2	9
Total:	10	16	25

During the month of March 1988, the following items were seized by the Isle of Palms Narcotics unit.

DRUGS	AMOUNT	STREET VALUE
Marijuana:	78.8 grams	$421.00
Hallucinogenics	1 hit blotter acid (LSD)	$5.00
Stimulants	59.4 grams Methamphetamines	$4300.00
Others:	1 pill (Syntex)	$2.50
Total:		$4728.50

PARAPHERNALIA & OTHER ITEMS

Item:	(1) Triple Beam Scale	$75.00
Item:	Misc. drug paraphernalia	$25.00
Total:		$100.00

MONIES SEIZED

Monies:	Total Drug Related Monies Seized	$1245.00
TOTAL VALUE OF DRUGS SEIZED:		$4728.50
TOTAL VALUE OF PARAPHERNALIA & OTHRE ITEMS SEIZED:		$100.00
TOTAL DRUG RELATED MONIES SEIZED:		$1245.00
TOTAL VALUE OF NARCOTICS UNIT SEIZURES IN MARCH 1988		$6073.50

ISLE OF PALMS POLICE DEPARTMENT

rlm

TO: Sgt. Buckhannon: SrSgt. Meade: Chief Allen

FROM: Sgt. Meiners

DATE: March 28, 1988

SUBJECT: Quarterly Marine Patrol Report

The marine patrol was used extensively for training of new personnel for the first quarter of 1988.

30 Hours in training of personnel, including use during Wildlife course

26 Hours of classroom training

40 hours for S.C. Wlidlife course, training

9 Daily patrols with crew
- A. March 21, 1988 1 Hour search of waterway for overdue boaters(Juveniles)
- B. March 26, 1988 3 hours assistance with S.C.Wildlife and Chas Co. P.D. to transport them to Little Goat Island ref. to juveniles shooting rifles toward Isle of Palms. Wildlife made report, Chas Co. Police boat unavailable.

Marine Patrol Unit (#519) was down for repairs two weeks in January.

1) Reckless Operation Hamlin Creek
2) No Wake Zone Violation 41st Marina
3) Numerous Equipment Violations
4) Boat Stolen from Summerville
5) theft of Equipment (Toler's Cove)
6) Overloaded boat (10 people)

ISLE OF PALMS FIRE DEPARTMENT
MONTHLY REPORT - MARCH 1988

	CITY	DIST.1	DIST.2	DIST.3
TOTAL ALARMS	20	11	6	3
STRUCTURE FIRES (NOT WORKING)	1		2	
STRUCTURE FIRES (WORKING)				
VEHICLE FIRES				
BRUSH & WOODS	2	1		1
WRECKS (NON-ENTRAPMENT)				
WRECKS (ENTRAPMENT)	1			
EMS ASSIST	14	7	5	2
PUBLIC ASSIST				
FALSE ALARM (UNINTENTIONAL)	1	1		
FALSE ALARM (MALICIOUS)				
MISCELLANEOUS	1	1		

FIRE INVESTIGATIONS: ____ STRUCTURES ____, VEHICLES ____, OTHER ____

INCINDIARY ____ STRUCTURES ____, VEHICLES ____, OTHER ____

FIRE INSPECTIONS 26

FIRE PRE-PLANS ____

PUBLIC RELATIONS ACTIVITIES

88-046 MISC. DIST. 1 - REMOVED KITE FROM POWER LINE

88-053 MUTUAL AID - SULLIVANS ISLAND - WRECK WITH ENTRAPMENT

DISTRICT 1

PROPERTY VALUE $ Ø
PROPERTY DAMAGE$ Ø
PROPERTY SAVED $ Ø
WATER USED GAL. 20

DISTRICT 2

PROPERTY VALUE $ Ø
PROPERTY DAMAGE$ Ø
PROPERTY SAVED $ Ø
WATER USED GAL. Ø

DISTRICT 3

PROPERTY VALUE $ Ø
PROPERTY DAMAGE$ Ø
PROPERTY SAVED $ Ø
WATER USED GAL. 20

CITY

TOTAL PROPERTY VALUE $ Ø
TOTAL PROPERTY DAMAGED $ Ø
TOTAL PROPERTY SAVED $ Ø
TOTAL WATER USED GAL. 40

Ø FULL ARRESTS
Ø FULL ARRESTS (REVIVED)

INJURIES/FATALITIES

FIRE DEPARTMENT PERSONNEL
Ø FIRE RELATED INJURIES
Ø FIRE RELATED FATALITIES
Ø OTHER INJURIES
Ø OTHER FATALITIES

PUBLIC
Ø FIRE RELATED INJURIES
Ø FIRE RELATED FATALITIES
1 ENTRAPMENT INJURIES
Ø ENTRAPMENT FATALITIES
14 OTHER INJURIES
Ø OTHER FATALITIES

ISLE OF PALMS FIRE DEPARTMENT

EMS CALLS

MA - Mutual aid
T - Transported
NT - Non-transport

DATE	ADDRESS	EMS	DIST.	ACTION TAKEN
3/3/88	41ST AVENUE, WILD DUNES MARINA	NT	2	GAS IN EYES/FLUSHED EYES
3/3/88	FIRST UNION BANK, PALM BLVD.	T	1	FALL/ASSIST EMS
3/4/88	2204 WATERWAY BLVD.	T	1	ADM O^2/ASSIST EMS
3/5/88	405 MERRITT BLVD.	T	1	REACTION TO DRUGS/ASSIST EMS
3/5/88	109 FORREST TEAL	T	2	ADM. O^2/ASSIST EMS
3/9/88	2404 HARTNETT BLVD.	T	1	STAB. PT.ADM O^2/ASSIST EMS
3/12/88	WILDDUNES LAUNDRY	T	3	MONITORED VITALS/ASSIST EMS
3/13/88	#8 36TH AVENUE	NT	2	INSULIN REACTION/ASSIST EMS
3/20/88	112 PALM BLVD.	NT	1	F.D. CANCELLED BY EMS
3/23/88	2201 CAMERON BLVD.	NT	1	F.D. CANCELLED-CHECKED PT.
3/27/88	WILD DUNES YACHT HARBOR	T	2	FALL.TOOK VITALS/ASSIST EMS
3/29/88	#9 41ST AVENUE	T	2	POS. HEART ATTACK/ASSIST EMS
3/30/88	SEAGROVE APTS - A WILD DUNES	NT	3	CHECKED VITALS/ASSIST EMS
3/31/88	108 CHARLESTON BLVD.	NT	1	FALL/ASSIST EMS

TRAINING FOR MONTH OF MARCH 1988

SUBJECTS:	PAID PERSONNEL PARTICIPATING - 15		
PUMPER OPERATIONS	MANHOURS	-	84.5
GROUND LADDERS	"	-	20.0
COMMUNICATIONS(CODES/SIGNALS)	"	-	88.5
FIRST AID TRAINING	"	-	46.0
RESCUE TRAINING	"	-	32.0
APPARATUS	"	-	20.0

SPECIAL COURSES			
RADIOLOGICAL TRAINING	"	-	40.0
PYROTECHNICS TRAINING	"	-	6.0
BOATING SAFETY	"	-	32.0
FIREFIGHTING ESSENTIALS	"	-	21.0

VOLUNTEERS' TRAINING	VOLUNTEERS PARTICIPATING - 6		
GROUND LADDERS	"	-	18.0
BOATING SAFETY	"	-	24.0

PAID HOURS	390 MANHOURS	26 HOURS AVG.
VOL. HOURS	42 MANHOURS	7 HOURS AVG.

PUBLIC WORKS

The Public Works meeting was held on March 23, 1988. Present were Chairman McDonald, Betsy Smiley, and Andrew Parrish, Superintendent of Public Works.

Andy Parrish reported that he had made a count of multiple and Condo units on the Island. This request was made by disposal units for Charleston County.

A new truck needs to be ordered and without delay, as it will be needed for the summer season.

Meeting adjuourned.

Respectfully Submitted,

Leo McDonald

ENGROSSED BILLS COMMITTEE

THE REGULAR MEETING OF THE ENGROSSED BILLS COMMITTEE WAS HELD ON MARCH 28, 1988 AT CITY HALL AT 6:35PM. PRESENT WERE MAYOR BUNCH AND COMMITTEE MEMBERS CALHOUN AND O'NEAL. ALSO PRESENT WERE COUNCIL MEMBER SWANSON AND ADMINISTRATOR WILLIAMS.

THE COMMITTEE REVIEWED THE FOLLOWING ORDINANCES:

1988-13 DISCUSSION WAS HELD AS TO WHETHER OR NOT ADDITIONAL DEFINITIONS OR OTHER CLARIFICATION WAS NEEDED.

1988-14 THE COMMITTEE FELT THAT ADDITIONAL DATA SHOULD BE AVAILABLE FOR CONSIDERATION TO DETERMINE RESTRICTIONS BEING PLACED ON IMPROVEMENTS OR RENOVATIONS OF EXISTING BUILDING BY THIS ORDINANCE.

1988-15 THE COMMITTEE RECOMMENDS PASSAGE IF APROVED BY WAYS & MEANS.

1988-16 COMMITTEE RECOMMENDS APPROVAL

1988-17 THE COMMITTEE RECOMMENDS APPROVAL OF THIS ORDINANCE FOR CABLE TV.

THE MEETING ADJOURNED AT 6:50 PM.

RESPECTFULLY SUBMITTED,

H O'Neal

HARRY S. O'NEAL, CHAIRMAN

RECREATION COMMITTEE MINUTES
March 7, 1988

Present at the Recreation Committee Meeting were: Councilmember Swanson, Chairman Smiley, Recreation Commission Chairman Cathy Carroll, Mayor Bunch. Absent: Councilmember Orvin and Recreation Department Director Leopold.

The Committee discussed the need for fencing around the Gina Scalise Memorial Ballfield. The Committee made the recommendation that money for the fencing come from Recreation Commission funds.

It was also decided that all Recreation Commission and Committee meetings be held in City Hall.

Respectfully submitted,

Betsy Smiley

PLANNING COMMISSION MINUTES
March 30, 1988

Chairman Moyer called the Planning Commission meeting to order following the Public Hearing on the Proposed Master Plan and Zoning Code Amendments. She stated that the first order of business was the approval of the minutes from the February 24 meeting. Guy Taylor made a motion that the minutes be approved as read, seconded by Ken Palka.

1. Plat showing the relinquishment of right-of-way, 36th Avenue and plat showing the abandonment of Thirty-fifth Avenue and Thirty-Sixth Avenue between Hartnett Blvd. and Cameron Blvd.

Mr. Taylor stated that a technical error existed on this plat in the area that states "this area is not being abandoned" and that it needed to be removed because this area <u>was</u> being abandoned on another plat. Mr. Taylor stated that he had attended the last City Council meeting and was quite surprised to hear Councilmembers expressing concern over the recommendations of the Planning Commission regarding abandonments of rights-of-way. Mr. Taylor stated that the City had approached these individuals and asked them if they wanted to go through the legal procedure to take title to these rights-of-way. He stated that one of the plats approved by Planning involved an owner who would be adding to an existing lot of 120 feet; another owner across the right-of-way had a 60 foot lot and did not want any more land. The owner who did not want more land agreed to let the property go to the person who had 120 feet. Mr. Taylor stated further that it appeared to him that jealousy by Council arose over the good fortune of one property owner and that there was grave consternation about this property owner getting "something for nothing". Mr. Taylor stated that he felt most of the Planning Commission knew that under South Carolina Law the only people who can enjoy the ownership of an abandoned right-of-way are adjacent property owners and that the City nor the State can own a right-of-way because a right-of-way is on top of the ground--it is not the ground itself. Mr. Taylor stated that he was appalled at City Council's action to postpone consideration of the plat in question especially since a similar case was before the Planning Commission.

Chairman Moyer asked if there were anyone present to present this plan. Mr. Russell Stemke stated that he was one of the property owners seeking an abandonment of right-of-way between 35th and 36th between Hartnett and Cameron and that he had a letter from Luanne Parker stating that she wanted only 10 feet of the right-of-way and that she had agreed to Mr. Stemke receiving 50 feet.

Mr. Taylor again stated that Council's actions appeared inconsistent since Council itself had in years past approved the abandonment of a 60-foot right-of-way running from 7th Avenue to 10th Avenue (old Charleston Boulevard). He further stated that this was an extremely valuable piece of property to have been have been abandoned with no forethought. Mr. Taylor added that 15th Avenue used to run down to the ocean and that an 80-foot right-of-way was abandoned there by the City for the benefit of The Beach Company. Regarding the case recently postponed by City Council, Mr. Taylor said that either the situation was not properly explained to Council or there was a mental hurdle regarding the good fortune of a person who "got something for nothing". Mr. Taylor said he felt that Planning should go forward with a strong recommendation that if the City wants these rights-of-way abandoned, then Planning and Council should get on with the business of approving these abandonments. Mr. Taylor then stated that he wanted the minutes to reflect his comments regarding this situation.

Ned Oakley asked if there would be more requests for abandonments of rights-of-way. Mr. Cantey said that he knew of at least 12 more. Mr. Taylor then said that Planning needed to strongly recommend that the City Attorney explain to Council that the City cannot take ownership of this property and that these plats being presented to Planning are expensive and it was at the invitation of the City that these residents are seeking the abandonments. He stated further that he hated to see the City encourage people to take over these rights-of-way to only have when Council take the action it did at the last Council meeting.

Ned Oakley raised the question of what would happen if no one took ownership of these rights-of-way. Chairman Moyer said that Planning had been reminded many times that they were not to be concerned with ownership.

Guy Taylor then made a motion that both plats on the agenda be approved, seconded by Ned Oakley.

Mr. Stemke stated that the first plat on the agenda indicated that an easement had been granted in his back yard for a pool to extend beyond his property line and that he had no knowledge of this grant. He asked Planning not to approve this plat until he could determine if such a grant had been made.

Mr. Taylor stated that the wording "A prescriptive easement... may exist" disturbed him; Mr. Cantey agreed that there should be no comment on any plat that states that "something <u>may</u> exist". Mr. Taylor said that he felt the surveyor obviously was greatly concerned over something in this area or it would not exist on the plat. Mr. Stemke asked if Planning would not consider both plats at the same time and consider passing his plat. Mr. Taylor withdrew his motion to approve both plats and Mr. Oakley withdrew his second. Sandy Sandeford made a motion that Planning approve the plat drawn by H. P. Tompkins and also that the wording "This area is not being abandoned" be deleted from the plat and that the plat drawn by David Huff be tabled. Motion was seconded by Ned Oakley. Motion carried.

Meeting adjourned.

Respectfully submitted,

Angie Bradford

RECREATION COMMISSION MEETING MINUTES

DATE: MARCH 24, 1988

TIME: 7 P.M.

PLACE: ISLE OF PALMS RECREATION DEPARTMENT

ATTENDING:

COMMISSION MEMBERS: Katherine Carroll, Richard Walters, Sharon Neal, Tom Widlowski, Tony Strelkauskas, Katherine Leopold-Recreation Department Director.

STANDING COMMITTEE MEMBERS: Betsey Smiley, Marge Swanson

Mayor Carmen Bunch

VISITORS: Dr. Emmel, Jack Tracey, Lisa Leopold, Lance Leopold

NEW BUSINESS DISCUSSED:

Mayor Bunch reported that on Saturday, March 12, she came by the Recreation Department and spoke with the teenagers outside the building in regard to their needs, the following ideas were given: Snack Machine, Swimming Pool, Video Machines, and a Juke Box.

These suggestions were discussed and the following conclusions were made:

Snack Machine: This was thought to be a good idea and was suggested to pursue this.

Video Machines: Only if tokens were used.

Juke Box: Everyone agreed this was a good suggestion. Mayor Bunch stated that she had checked on the cost of leasing a juke box and was told that it would cost approx. $150-$400 a month. She suggested purchasing a used machine for approx. $800 then it would cost approx. $100 a year for records.

Visitors were then asked to leave the room so an executive session could be held to discuss personnel matters.

At this time the executive session was adjourned an the public was invited back in.

Public Topics Discussed:

Dr. Emmel presented the commission with a profile of his Tae Kwon Do class, numbers of students, cost, attitude, and teachers qualifications. He requested to show a 30 minute video but the motion was denied do to lack of time.

Questions:

Mayor Bunch stated she though his presentation was well done and that her basic objection was to the building be closed from 9-4 on Saturdays.

K. Leopold then stated that from 1-4 the adult basketball only occupied half court and that the game area was open to the children.

T. Strelkauskas stated that he had personal experience with the program and that his recommendation was to keep Dr Emmel's class and eliminate the adult basketball in the afternoon.

B. Smiley then stated she though the Karate classes were good and requested fee information.

Dr. Emmel stated the fees were $20 a month but that no one unable to pay would be denied.

B. Smiley objected to business making money from the Recreation Department facilities and that she would prefer a volunteer instead of a paid staff.

T. Strelkauskas stated that a lot of the children who take the class are not involved in any other sport.

T. Widlowski stated expertise requires proper renumeration for service. Asked what percentage was paid back to the department.

K. Leopold advised the percentage was 25%.

Dr. Emmel stated his program brought a significant profit to the city.

A vote was taken and the decision was that Dr. Emmel class would stay as is but that the adult basketball on Saturday would be canceled.

Next Item:

Jack Tracey presented the commission with a letter requesting elimination of a policy grouping island boys in 2-3's for the purpose of transportation in the Dixie Youth draft in Mt. Pleasant. He felt this practice was outdated and discriminatory.

A decision was made that Betsey Smiley speak with the other parents involved and speak with the Mayor and Recreation Dept. in Mt. Pleasant before making a decision on this request.

Next Item:

K. Leopold was asked how the survey was progression she stated that 43 have been turned in as of this date but the deadline was April 15.

Next Item:

S. Neal asked how the lighting was coming for outside the Rec. Building. Mayor Bunch stated that lights have been installed but additional lighting was needed.

Next Item:

T. Strelkauskas requested that a lock be place on the light switches on the baseball field.

Next Item:

S. Neal requested assigning parking areas for the surrounding areas around the playground. Mayor Bunch said she would send Sarge down to speak with her in regard to needs.

At this time the meeting was adjourned and the next meeting was set for April 28, 1988 at City Hall.

PUBLIC HEARING ON ADOPTING THE STANDARD
UNSAFE BUILDING ABATEMENT CODE
April 13, 1988

Mayor Bunch called the Public Hearing to order. In attendance were: Mayor Bunch, Administrator Williams, and Councilmembers McDonald, O'Neal and Swanson. Mayor Bunch advised that upon conclusion of the Public Hearing, the Standard Unsafe Building Abatement Code would be adopted and that appointments would be made to this special Board. Mr. Haselden then explained that the Board would be composed of one architect, one engineer, two contractors, and one citizen. Mayor Bunch stated that we now have two Boards of Adjustment--one for FEMA regulations, non-conforming use, and zoning ordinances and the other for buildings that are torn down. Since there were no questions, the Public Hearing was closed.

PUBLIC HEARING ON REVENUE SHARING FUNDS
April 13, 1988

Mayor Bunch called the Public Hearing to order. In attendance were: Mayor Bunch, Administrator Williams, and Councilmembers McDonald, O'Neal and Swanson. Mayor Bunch explained that $99,000 in revenue sharing funds had been allocated to the City and out of that amount $75,000 had been allocated for a new fire truck and $24,000 for Public Works. Mayor Bunch said that there was a balance of $10,681 in the revenue sharing funds and that since the City was no longer receiving revenue sharing funds, the money had to be spent by June of this year. Mayor Bunch said that it was the City's intent to use the $10,681 for radios, shotguns, and accessories for the Police Department. Mayor Bunch asked if anyone had any questions. There being none, she asked that the record show that there were no questions, and, therefore, those in attendance agreed, by their silence, to allow the excess in revenue sharing funds be spent on items for the Police Department. Mayor Bunch then closed the Hearing.

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: March 9, 1988, 7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation. Present were Councilmembers Swanson, Smiley, Murph, Calhoun, O'Neal, Ward, Orvin, and McDonald. Also present were City Administrator Mark Williams and Attorney William Dreyfoos.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of February 10, 1988 Regular Council Meeting - Councilmember Smiley made a motion to suspend with the rules of order and procedure and accept the minutes as submitted. Motion was seconded by Councilmember Calhoun. Councilmember Ward asked that a change be made in the minutes on the last paragraph of Item D(4) to reflect that he had voted in favor of the creation of two separate committees for the Police and Fire Departments, and not Councilmember Orvin. Mayor Bunch stated that this error had already been corrected on the master copy of the minutes. Motion carried.

2. Minutes of February 18, 1988 Special Council Meeting - Councilmember Murph made a motion to accept the minutes as presented, seconded by Councilmember Swanson. Motion carried.

C. CITIZENS' COMMENTS

1. Lawrence Walker, representing the Friends of Historic Snee Farm, acknowledged the resolution passed by Isle of Palms City Council and the $100 check from the Mayor's discretionary fund. Mr. Walker stated that the Friends of Historic Snee Farm had undertaken the task of raising $2,000,000 to purchase this historical site and that they planned to turn it over to the National Park Service. Mr. Walker stated that $700,000 had been raised--$200,000 from State PRT, $100,000 from Heritage Trust of the S. C. Wildlife Department and $400,000 from individual donations. Mr. Walker explained that Mt. Pleasant had agreed to donate $50,000 from their Accommodations tax money over a period of two years. Mr. Walker requested that Isle of Palms consider a small donation this year and a larger one next year.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means - Report attached.

Administrator Williams stated that the Police Department was in need of a radio console unit, walkie-talkies, portable radios, and mobile radios. He said that he had spoken with Chief Allen and that they had agreed to postpone the purchase of a radio console unit until after the April 12 Municipal Complex referendum. Mayor Bunch stated that capital for these items would be generated from federal revenue sharing funds and the amount left in this fund would have to be spent this year.

She also stated that Wild Dunes would be hosting the U. S. Men's Clay Court Championships April 25 through May 1 and that the City was contemplating ordering with Accommodations money a banner to be strung across Breach Inlet reading "The Isle of Palms Welcomes You to the U. S. Men's Clay Court Championships", cost of which would be around $850. This banner would promote tourism and, therefore, qualify for Accommodations Tax money.

Councilmember Murph made a motion that Council approve the expenditure of funds for the purchase of the banner for the U. S. Men's Clay Court Championships, seconded by Councilmember Orvin. Motion carried. Mayor Bunch stated that the Accommodations Tax Advisory Committee had a balance of $17,037.41 to be spent on tourism promotion and requested that Council approve, upon the recommendation of the Advisory Committee, $5,000 to be spent for advertising and promotion. Councilmember O'Neal made a motion that Council approve the expenditure of $5,000 by Wild Dunes for the promotion of U. S. Men's Clay Court Championships, seconded by Councilmember Swanson. Motion carried.

2. Police and Public Safety - Report attached.

For the purpose of discussion, Councilmember Murph made a motion that Council approve the request of Parasail, Inc. to operate its business on the Isle of Palms, seconded by Councilmember O'Neal. Mayor Bunch then called for the question and Council unanimously defeated the motion.

3. Public Works - Report attached.

4. Engrossed Bills - Report attached.

Mayor Bunch stated that upon the request of Councilmember Murph, an opinion from the Attorney General had been received regarding the illegality of City Council reviewing appeals from the decisions of the Board of Adjustment. Attorney Dreyfoos stated that according to the Attorney General's opinion, City Council by state law is not allowed to hear an appeal from a decision of the Board of Adjustment. Councilmember Smiley asked Attorney Dreyfoos if City Council had the right to appeal a decision made by the Board of Adjustment. Attorney Dreyfoos stated that Council, any municipal officer, or any citizen who is adversely affected by a decision of the Board of Adjustment may appeal to the Circuit Court. He also stated that there may be a problem with those people who have no standing in the eyes of the law, i.e., those whose property is not affected by the zoning decision of the Board of Adjustment. (Attorney General's opinion attached)

5. Recreation - Report attached.

F. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - Report Attached.

Mayor Bunch stated that Council had in their hands a copy of the Board of Adjustment minutes. She stated further that two cases had been heard by the Board, the same two cases having been heard and turned down the year before. Mayor Bunch said the Board of Adjustment unanimously turned down one of the requests for a variance and the other case was approved with a minor variance.

2. Planning Commission - Report attached.

a. Plats Received

(1) Acreage plat showing subdivision of Tract A, Block T, Wild Dunes.

Plat withdrawn from consideration.

(2) Conditional plat showing subdivision of Tract A, Block T, Wild Dunes.

Plat withdrawn from consideration.

(3) 1988-4: Plat of abandonment of right-of-way on 33rd Avenue to become part of TMS #571-10-00-129 known as 3300 Hartnett Boulevard.

David Cantey explained that in abandoning a right-of-way, each adjoining property owner has an interest in acquiring half the property to be abandoned. Mr. Cantey stated that Mrs. Martha Knott, the adjoining property owner to Mrs. Elizabeth Newsom, the property owner seeking approval of the abandonment of right-of-way on 33rd Avenue, had written a letter to the City advising that she had no interest in this property. Mr. Cantey further stated that the Planning Commission had reviewed this plat and recommended that it be approved.

Councilmember O'Neal made a motion to approve plat 1988-4, seconded by Councilmember Murph. Administrator Williams stated that Council would also need to authorize the Mayor to execute a quitclaim deed in the name of the City and that there were three (3) possible entities who might have interest in the property--The Beach Company, the Highway Department, and the City. Administrator Williams stated that the quitclaim deed would enable the City to disavow any interest in the property for the record. Councilmembers Smiley and McDonald raised concerns that the City may be giving away interest in property that could be sold. Attorney Dreyfoos stated that the City would have to pursue a judicial course in order to determine what rights the City may have in this property. He further stated that the City does not necessarily have any rights to this property and that the quitclaim deed is merely executed should there be any rights regarding legal actions that may come up in the future. Attorney Dreyfoos explained that the City's issuance of a quitclaim deed is the City's recognition or admission that it does not have rights to the property and if the City wants to evaluate the rights it might have with respect to the property, the only mechanism provided is through judicial action.

Councilmember O'Neal stated that he wanted to withdraw his motion and Councilmember Murph agreed to withdraw his second to the motion. Councilmember Smiley then made a motion that Plat 1988-4 be tabled, seconded by Councilmember McDonald. Motion carried.

(4) Revised Conceptual Master Plan, the Wild Dunes Inn, Condos and Oceanside Homes.

Plat withdrawn from consideration.

(5) 1988-5: Final Pelican Bay - Plat showing subdivision of Tract B, Block U, Parcel I, Lots 1-56.

David Cantey stated that this plat had been approved in September of 1987 and that the following changes had been made:

(a) Lot 24 - Originally 4,962 s.f.; changed to 4,122 s.f.
(b) Center Island in Right-of-Way - Originally 111,236 s.f.; changed to 112,000 s.f.
(c) Lot 4 - Front boundary originally 18 ft; changed to 20 ft.

Councilmember McDonald made a motion to approve plat 1988-5, with these technical changes, seconded by Councilmember Murph. Motion carried.

3. Building Committee - No report.

4. Beach Patrol and Control Board - Report attached.

G. REPORTS FROM SPECIAL OR JOINT COMMITTEES

H. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

I. BILLS ALREADY IN POSSESSION OF COUNCIL

1. Third Reading of Ordinance 1988-1 to abolish the Board of

Fire Masters and re-define the position of Fire Chief.

Councilmember Murph made a motion that Council accept the third reading of Ordinance 1988-1, seconded by Councilmember McDonald. Motion carried.

2. Third Reading of Ordinance 1988-2 to adopt the standard unsafe building abatement code.

Councilmember McDonald made a motion that Council accept the third reading of Ordinance 1988-2, seconded by Councilmember O'Neal. Motion carried.

3. Third Reading of Ordinance 1988-3 to create a code board of adjustments and appeals.

Councilmember Smiley made a motion that Council accept third reading of Ordinance 1988-3, seconded by Councilmember Orvin. Motion carried.

Councilmember O'Neal then made a motion to suspend the rules of order and procedure to hear Item #5 (Ordinance 1988-7) before Item #4 (Ordinance 1988-6). Motion was seconded by Councilmember Murph. Motion carried.

5. Third Reading of Ordinance 1988-7 to prohibit the keeping of animals.

Councilmember Murph made a motion that Council accept the third reading of Ordinance 1988-7, seconded by Councilmember Swanson. Motion carried. Councilmember Murph made a motion that Council ratify Ordinances 1988-1, 1988-2, 1988-3 and 1988-7. Motion was seconded by Councilmember McDonald. Motion carried.

4. Second Reading of Ordinance 1988-6 amending Sections 5-3-16 and 5-3-17 to prohibit the construction of seawalls and other hard erosion control devices in the City's beach and sand dune protection district.

Councilmember Murph made a motion that Council accept the second reading of Ordinance 1988-6, seconded by Councilmember McDonald.

At this point, Councilmember Swanson made a motion that the word "local" be added to "state and federal agencies" in Section 3(d) of Ordinance 1988-6, seconded by Councilmember Smiley. Motion carried. Councilmember O'Neal then stated that Engrossed Bills Committee had recommended that the sentence "emergencies will be considered on a case by case situation" be added to Section 2(c). Motion was seconded by Councilmember Murph. After lengthy discussion regarding pros and cons of amendment, Councilmember Smiley asked for a roll call vote: Calhoun-yes; McDonald-no; Murph-yes; O'Neal-yes; Orvin-no; Smiley-no; Swanson-no; Ward-yes;

Mayor Bunch-no. Motion was defeated. Motion to accept second reading of Ordinance 1988-6 was voted on and carried.

6. Second Reading of Ordinance 1988-8 to amend Section 1-9-24 of the City of Isle of Palms Code of Ordinances requiring appeals to be heard by a circuit court in lieu of Council.

Councilmember Swanson made a motion that Council accept the second reading of Ordinance 1988-8, seconded by Councilmember Orvin. Motion carried.

7. Second Reading of Ordinance 1988-9 to amend Section 5-4-5(c) of the City of Isle of Palms Code of Ordinances.

Councilmember Murph made a motion that Council accept the second reading of Ordinance 1988-9, seconded by Councilmember Smiley. Motion carried.

8. Second Reading of Ordinance 1988-10 to limit the number of requests for a variance that can be made by an applicant.

Councilmember Swanson made a motion that Council accept second reading of Ordinance 1988-10, seconded by Councilmember Orvin. Councilmember Murph made a motion that the ordinance be amended to show a change from 12 months to 6 months as a waiting period before a case could be re-heard by the Board of Adjustment. Motion was seconded by Councilmember McDonald. Motion carried. Councilmember Murph made a motion that Council accept the second reading of Ordinance 1988-10 with amendments, seconded by Councilmember McDonald. Motion carried.

9. Second Reading of Ordinance 1988-11 to amend Section 5-2-17 of the Isle of Palms Code of Ordinances.

Councilmember O'Neal made a motion that Council accept the second reading of Ordinance 1988-11, seconded by Councilmember Murph. Motion carried.

10. Second Reading of Ordinance 1988-12 to amend Section 1-3-31(2) of the City of Isle of Palms Code of Ordinances outlining Standing Committee duties.

Councilmember O'Neal made a motion that Council accept the second reading of Ordinance 1988-12, seconded by Councilmember Ward. Councilmember Murph then made a motion to amend this ordinance to delete subparagraph (c) and change "d" to "c", seconded by Councilmember O'Neal. Councilmember Smiley stated that she wanted the record to show that she still felt that the Police and Fire Departments should have two separate standing committees. Mayor Bunch then called for the question. Motion carried.

11. First Reading of Ordinance 1988-13 to make possession of marijuana unlawful. Councilmember O'Neal made a motion that

Council accept the first reading of Ordinance 1988-13, seconded by Councilmemer Murph. Motion carried.

J. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATION

Resolution appointing William H. Sandeford as the City's designated representative and Guy F. Taylor as the City's alternate representative on the East Cooper Joint Municipal Water System.

Councilmember Murph made a motion that Council accept this resolution, seconded by Councilmember Smiley. Motion carried.

K. MISCELLANEOUS

1. Administrator Williams read a letter of commendation to the Isle of Palms Police Department from Charleston County Council Chairman Betsy Kerrison for the assistance given Charleston County during the recent search for Fred Kornahrens.

2. Mayor Bunch stated that she was grateful to all those who provided assistance in the recent attempt to forestall further development on Dewees Island.

3. Mayor Bunch stated that the Isle of Palms Police Department had received a flag that had been flown over the Capitol of the U. S., courtesy of Senator Fritz Hollings.

4. Mayor Bunch stated that she had ordered a few T-shirts in promotion of beach management.

Councilmember Smiley made a motion that Council go into Executive Session, seconded by Councilmember Murph. Motion carried.

L. EXECUTIVE SESSION

No action was taken in Executive Session. Contractual matters between the City and Mrs. Dena Wall were discussed.

Councilmember Murph made a motion that Council adjourn, seconded by Councilmember Calhoun.

Respectfully submitted,

____________________________ Date Approved: ____________
Nellie S. McDuffie, Clerk-Treasurer

Approved by: ______________________
Carmen R. Bunch, Mayor

WAYS AND MEANS COMMITTEE MINUTES

February 29, 1988

The Ways and Means Committee meeting was called to order at 7:00 p.m. by Chairman Bill Calhoun. Present were: Councilmembers Calhoun, O'Neal, Ward, and Murph, Mayor Bunch, and Administrator Williams.

1. The Committee reviewed the January 31 financial statement and accepted it for information.

2. Mayor Bunch presented members of the Committee with copies of correspondence from The Beach Company to prospective tenants who were to have occupied The Beach Company's front-beach development. The letter seemed to blame the City in its position during the parking negotiations as being a major factor preventing The Beach Company from being able to begin the development. The Mayor also discussed her response to Buddy Darby concerning these issues.

3. Administrator Williams reviewed with Committee members cost estimates for the new Municipal Complex based on masonry and steel (non-metal construction) as opposed to a combination of masonry and metal buildings. It was pointed out that for a difference of some $43,000 in a $2,000,000 project, the City could have masonry buildings (non-metal) which is the preferred type of construction. On a motion by Councilmember O'Neal and seconded by Calhoun, the Committee along with the additional two Councilmembers present opted for the City Architect to be instructed to design the buildings for masonry and steel construction. Motion carried.

4. Mayor Bunch and Administrator Williams advised the Committee of an inadequacy in the City's radio communications system due to the age of existing radio equipment, the number of times it has been hit by lightning and the fact that the Fire and Police bay stations have both been de-tuned so as not to interfere with one another. Williams said several alternative solutions to the radio problems exist but that it would cost several thousands of dollars. He and Mayor Bunch asked if the Committee would be amenable to allocating some $35,000 of unappropriated revenue sharing funds to making necessary radio improvements. Williams said he anticipated that radio improvements could cost as much as $12,000 and asked that the balance of available funds be used for other items needed desperately in the Police Department such as shotguns, anti-ballistic vests. On a motion by Councilmember O'Neal and seconded by Councilmember Ward, the Committee voted unanimously to go into Executive Session to discuss the possibility of selling or leasing a portion of parking lot property to Mrs. Dena Wall and the necessity of alternatives for the

City to occupy temporary quarters during the construction phase of the new municipal buildings.

Councilmember Calhoun made a motion that Council return to General Session from Executive Session. Motion was seconded by Councilmember O'Neal. Motion carried.

No action was taken on the items that were discussed in Executive Session.

Motion was introduced to adjourn and the meeting ended.

Police and Public Safety

Police and Public Safety met March 2, 1988 at 7:00pm. Present were Councilmembers Murph, Ward and Swanson. Also present were Chief Allen, Chief Britton and Mayor Bunch.

POLICE

Chief Allen asked that council adopt an ordinance to allow simple possession of marijuanna to be written on a city ticket instead of a county ticket. The charge carries the same penalities as before, but the police do not have to transport the subject to the County jail at the time of arrest. A motion was made and carried for Engrossed Bills to create such an ordinance.

The department has one man leaving for another position with another department and he will need to be replaced.

Cheif Allen reported that there have been 13 DUI cases in the past several months and that his department is concentrating on this problem.

Chief Greenberg of the City of Charleston Police department will be the guest speaker at the recreation dept. on March 21st. for a crime watch seminar that will be open to the public.

The department is going through extensive training programs at the present and this will continue throughout the year.

Chief Allen reported that the 4-wheeler used on the beach is in critical condition and we need to have it replaced. The cost of getting it repaired will be approximately $3500.00.

The committe moved to go into executive session to discuss personnel matters.

There being no further business the meeting was turned over to Chief Britton for a report on the Fire Department.

FIRE DEPARTMENT

Chief Britton reported that County Council is to vote on wheather or not we will be able to have EMS personnel stationed on the island april thru September.

There has been approximately 34hours of training for each paid fireman and 22 manhours of traing for the volunteers.

Chief Britton asked that the committee allow the fire department to join the police retirement system instead of the present one. This will give the firemen a greater return at retirement and will cost the city approximately 1% more per year.

The committee agreed to allow $75,000.00 of the revenue sharing monies to be used as a down payment on a new fire engine. The remainder and delivery will take place after the city complex is completed.

The State Fire Marshall is inspecting the front beach area and fire lanes may have to be designated.

The department had one fire engine damaged and repairs will be between 250.00 and $500.00.

MISC.

The committe was then shown a video presented by Sun Coast Parasail explaining the type of operation that they would like to have on the front beach. The committee was not in favor of allowing this and therefore does not reccomend that Ways & Means approve the liscense for the operation.

There being no further business the meeting was adjourned.

Respectfully Submitted,

Thomas F. Murph, Chairman

PUBLIC WORKS COMMITTEE MINUTES

March 2, 1988

The Public Works Committee Meeting was called to order March 2, 1988. Present were: Councilmember Smiley and McDonald, and Andy Parrish.

Mr. Parrish reported that ditches on the Island were being cleaned out by the county workers.

Budget figures were discussed and two major items will be requested in July's budget. Approximately $35,000 is needed for a new diesel truck. The present packer body will be used on the new chassis. Fifteen thousand dollars will be needed for concrete pipe which will be installed by the county.

Andy Parris has been directed to obtain prices on the above equipment which will be presented for July's budget.

Meeting adjourned.

Respectfully submitted,

Leo McDonald

ENGROSSED BILLS COMMITTEE MINUTES

February 29, 1988

A meeting of the Engrossed Bills Committee was held Monday, February 29, 1988 at City Hall. The meeting was called to order at 6:30 p.m. with members Calhoun, Murph and O'Neal present. Also present were Mayor Bunch and Councilmember Swanson.

Ordinance 1988-6 dealing with seawalls and other beach erosion control devices was discussed. It was recommended that Section 2(c) have the following sentence added: "Emergencies will be considered on a case by case situation".

Ordinance 1988-8 was discussed. Councilmember Murph made a motion that no further action be taken on this ordinance until an interpretation of the South Carolina law is secured from The Attorney General specifying that our present method of hearing appeals by City Council is a violation of South Carolina law. Calhoun seconded the motion. The motion carried.

Ordinances 1988-9, 10, 11, and 12 were reviewed with no further recommendations.

The meeting adjourned at 7:02 p.m.

Respectfully submitted,

Harry O'Neal
Chairman

T. TRAVIS MEDLOCK
ATTORNEY GENERAL

REMBERT C. DENNIS BUILDING
POST OFFICE BOX 11549
COLUMBIA, S.C. 29211
TELEPHONE 803-734-3970

March 8, 1988

William W. Dreyfoos, Esquire
Attorney, City of Isle of Palms
Post Office Box 1840
Charleston, South Carolina 29402

Dear Mr. Dreyfoos:

By your letter of March 1, 1988, you have requested an opinion of this Office as to the authority of a city council to review and change a decision made by the city's Zoning Board of Adjustment, prior to an appeal to circuit court. If the answer to your first questions is favorable, you have then asked about limitations placed on the city council's scope of review. You have asked that we address the issues considering the zoning statutes found in Titles 5 and 6 of the Code of Laws of South Carolina (1976, as amended), since there is no legislative history as to which statutes the City Council of the Isle of Palms followed in adopting its zoning ordinance.

You have advised that your reading of Sections 5-23-100 through 5-23-150, as well as Sections 6-7-740 through 6-7-750, suggests that a city council is not authorized to hear appeals of zoning variance decisions made by the Board of Adjustment. For the reasons following, this Office concurs with your conclusion.

Title 5

A city council may create a board of adjustment pursuant to Section 5-23-70 of the Code and may provide that the board may "in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the [zoning] ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained."

The general powers of the board are specified in Section 5-23-100 and include hearing appeals from the decision of administrative officials who enforce zoning laws or ordinances; deciding on special exceptions; and to authorize variances. Sections 5-23-110 through 5-23-140 provide the appellate mechanism to be provided by the board of adjustment.

Sections 5-23-150 et seq. provide the procedure and route of appeal from the board of adjustment. In particular, Section 5-23-150 provides:

> Any person or persons, jointly or severally aggrieved by any decision of the board of adjustment, any taxpayer or any officer, department, board or bureau of the municipality may present to a court of record a petition, duly verified, setting forth that a decision of the board of adjustment is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within thirty days after the filing of the decision in the office of the board.
>
> Upon presentation of such petition the court may allow a writ of certiorari directed to the board of adjustment to review such decision of the board of adjustment ... . [T]he court may, on application, on notice to the board and on due cause shown, grant a restraining order. ... [Emphasis added.]

In Section 5-23-160, the court is permitted to take testimony or appoint a referee, who would take evidence and report back to the court. The court is empowered to assess costs against the board only if the court finds that the board acted "with gross negligence or in bad faith or with malice in making the decision from which the appeal is taken."

Section 14-5-10 of the Code provides that "[t]he circuit courts herein established shall be courts of record ... ." The Court of Common Pleas would be the appropriate court of record, to which a petition under Section 5-23-150 should be directed. There is no mention of an appeal from a board of adjustment in which a city council would be involved as an appellate hearing body.

Title 6

The governing body of a municipality or county would be authorized by Section 6-7-740 of the Code to create a board of zoning appeals or zoning board of adjustment; the statute provides for procedural aspects of operations of the board, who may appeal to the board, the effect of an appeal, and the powers of the board. The board may affirm or reverse the decision of the administrative official granting the permit in question.

An appeal from the decision of the board of appeals or board of adjustment may be taken as provided in Sections 6-7-750 et seq. of the Code. In particular, Section 6-7-750 provides:

> Any person who may have a substantial interest in any decision of the board of appeals or board of adjustment or any officer, or bureau of the appropriate governing authority may appeal from any decision of the board to the circuit court in and for the county by filing with the clerk of such court a petition in writing ... .

Action of the circuit court is also outlined in Sections 6-7-760, -770, -780, and -790 of the Code. Again, no mention of a role in the appellate process by a municipal or county governing body is made.

Issue

Since both Sections 5-23-150 et seq. and 6-7-750 et seq. mandate an appeal from the board of adjustment or board of appeal, is a city council authorized to review and change the action of the board of adjustment or board of appeals, prior to an appeal to the circuit court? If so, what limitations would be placed on the city council's scope of review?

Discussion

In enacting a zoning ordinance, a political subdivision such as a municipality is exercising a portion of its police power. Rush v. City of Greenville, 246 S.C. 268, 143 S.E.2d 527 (1965). An enactment of zoning ordinances by a local government must comport with the enabling statutes. The ordinance so adopted cannot be broader than the statutory grant of power. Holler v. Ellisor, 259 S.C. 283, 191 S.E.2d 509 (1972). "Zoning ordinances may not override state law and policy; enabling legislation is not merely precatory, but prescribes the parameters of conferred authority." Bostic v. City of West Columbia, 268 S.C. 386, 390, 234 S.E.2d 224 (1977). To the extent that city or county ordinances exceed the powers granted by statute, such ordinances are void or invalid. Holler v. Ellisor and Bostic v. City of West Columbia, both supra.

As stated in Fontaine v. Peitz, ____ S.C. ____, 354 S.E.2d 565 (1987), "[a] review of the decision of a zoning board is by writ of certiorari to the circuit court. S. C. Code Ann. Section 5-23-150 (1976). A writ of certiorari is appellate in nature when used for purposes of reexamining the action of an inferior tribunal." Id., 354 S.E.2d at 566. In Bishop v. Hightower, ____ S.C. ____, 356 S.E.2d 420 (Ct. App. 1987), it was noted that "findings of fact [of the county board of zoning appeals] are final and conclusive on appeal. Appeal to the circuit court is only for a determination of whether the Board's decision is correct as a matter of law." Id., 356 S.E.2d at 421. Similarly, the "findings of fact by the County Board of Zoning Appeals that the appellant had violated the Zoning Ordinance were final and conclusive." Wells v. Finley, 260 S.C. 291, 295, 195 S.E.2d 623 (1973) (right of appeal from the board to circuit court provided for in now Section 6-7-750).

A city or county may be authorized to fill in certain gaps in statutes relative to zoning, as when, for example, a statute does not state when or where a protest to a decision or hearing is to be filed. Central Realty Corp. v. Allison, 218 S.C. 435, 63 S.E.2d 153 (1951). Where a city council attempts to bypass statutory provisions or even a duly-adopted ordinance, however, such will be deemed void. Cf., Lominick v. City of Aiken, 244 S.C. 32, 135 S.E.2d 305 (1964) (Aiken City Council had no legal jurisdiction to hear or decide appeals from decisions of the City's Building Inspector with respect to zoning). In denominating itself an appellate body to hear appeals from the board of adjustment or board of appeals, a city council would not be filling in gaps in existing law but would be adding to the very specific procedure already provided by Sections 5-23-150 and 6-7-750; such an appellate procedure would most probably be found to be in excess of the statutory grant of authority to the city and this void or invalid.

Conclusion

For the foregoing reasons, it is the opinion of this Office, concurring with your conclusion, that due to the specific rights of appeal granted by Sections 5-23-150 and 6-7-750 of the Code, a city council is not authorized to serve as an appellate body between the board of appeals or board of adjustment and the circuit court, to review or change decisions made by the board of appeals or board of adjustment. Until changed by order of the circuit court (or higher appellate court), the board's decision will be deemed final and conclusive. A municipal ordinance varying from these statutes would most probably be found void if challenged in court.

With kindest regards, I am

Sincerely,

Patricia D. Petway

Patricia D. Petway
Assistant Attorney General

PDP/an

REVIEWED AND APPROVED BY:

Robert D. Cook

Robert D. Cook
Executive Assistant for Opinions

RECREATION STANDING COMMITTEE MEETING

The Recreation Committee met on Monday, March 7, at 7:00 at the Recreation Building with the following present: Chairman Betsy Smiley, Councilmembers Marge Swanson and Heath Orvin, Mayor Carmen Bunch, Commission Chairman K. Carroll, and Recreation Director Catherine Leopold.

Katherine Carroll presented the Commission's minutes from the meeting held on February 25, 1988. The Standing Committee met with the Commission on that date for the first portion of the meeting. At that time final approval was given for the plans to renovate the little league field that is being funded by a memorial to Gina Scalise. (See minutes attached)

Catherine Leopold gave her Director's report, receiving questions from regarding some of the programs and upcoming events from those present. There was discussion on the use of the building on Saturdays, in particular, whether the classes could be changed in order for the children to have more use of the building on Saturdays. Basketball season is almost over--the 10 to 12 yrs. old team, Cavaliers, will be going to tournament. Olympics for Seniors will be held on April 28 and 29 at the Recreation facility and the Walk for Seniors will be held on May 10. The Director pointed out that this year we will have 17 baseball teams.

A survey to be taken over the Island requesting input for the Recreation staff was approved. The Director was asked to take special caution in who distributed and how they were distributed.

Mayor Bunch questioned some of the purchase requisitions made for the spring sports; and requested contracts that may be due for some of the classes being held. She informed the Director that our grant for ventilation for the building had been turned down, so steps to come up with an alternative would be taken.

The Chairman distributed work schedules for the recreation staff and requested the Committee to have some suggestions or comments for the next meeting pertaining to this and also the goals set forth by the Director for the coming year.

Betsy Smiley

Betsy Smiley
Chairman

RECREATION COMMISSION MEETING MINUTES

DATE: February 25, 1988

TIME: 7 p.m.

PLACE: Isle of Palms Recreation Department

ATTENDING:

Commission Members: Katherine Carroll, Richard Walters, Sharon Neal, Tom Widlowski, Katherine Leopold- Recreation Dept. Director
Absent: Tony Strelkauskas

Standing Committe: Betsey Smiley, Heath Orvin, Marge Swanson

Mayor Carmen Bunch

Visitors: Mr. & Mrs. Jack Tracey, Steve Platt

With the standing committe present, Mr. Tracey showed the plans for the renovation of the little league field that is being funded by a Memorial to Gina Scalise. He explained there would be two changes in the plans:

1. The field instead of being perpendicular with 28th Avenue with have a NW tilt to give a larger outfield area.

2. The back fence behind home plate would be lowered by two feet at a savings of $500.

Questions raised: K. Carroll asked if he was sure there was enough money allocated for the completion of the project. Mr. Tracey replied that if there was not he had committments for it to be completed by April 1, 1988.

The Standing Committee unaimously approved the plan under the approval of the commission.

A vote was taken and the commission also unaimously approved the plan.

Betsey Smiley then addressed the issue of Commission Funds and the approvals needed. At this time the Standing Committee and Mayor Bunch excused themselves from the remainder of the meeting.

NEW BUSINNESS DISCUSSED:

S. Neal: 1) Requested all members of commission and Mrs. Leopold to compile a list of objectives, ideas, and goals we would like to accomplish and bring this list to the next meeting. These ideas then could be put on an agenda for future meetings depending on cruciality of the issue.

2) Requested information on lighting around Playground area and builling-was advised by Mrs. Leopold that lights like those on the soccer field had been ordered.

3) Suggested to Mrs. Leopold to send memo's to all men's softball leagues advising them of the speed limits around the playground area and also to firmly state that speeding and drinking before and after games WILL NOT BE PERMITTED.- Mrs. Leopold agread.

4) To give Chief Allen a schedule of all game times for patrol purposes.

K. Leopold: Requested permission to pass out a questionnaire (see attached) Permission given.

K. Carroll: 1) Would like us to look into the building being off limits to children on Saturday's from 9-4 because of Karate classes and adult basketball. Requested Mrs. Leopold to present to the commission at the next meeting a list of the children participating in the Karate classes. After discussion by members it was decided that this was something to be looked into further.

2) To overview all programs presently given to see if they are all beneficial.

T. Widlowski: 1) Request 88/89 proposed budget to overview capital improvements.

2) Wants to look into closing down 28th by Recreation Department he is going to scan the neighbors to find out if there are any objections.

3) Wishes to make sure we are maximizing the use of all of our facilities.

MEETING ADJOURNED

NEXT SCEDULED MEETING: MARCH 24, 1988 - 7 P.M.

Minutes of a meeting of the Board of Adjustment and Appeals held February 18,1988.

The meeting was convened by 6:30 p.m. by Chairman Lynette Gardner of 3907 Hartnett Blvd. Also present were: Edgar E. Fellabom - 4 Live Oak Drive, David W. Somers - 10 - 43rd Ave., Howard Garvin 6 Sand Dollar Drive, Burt Rhodes - 2606 Cameron Blvd., and Edward Haselden - Building Official, Isle of Palms.

Chairman Gardner called for election of a succeeding chairman and a secretary. This resulted in Mr. Fellabom becoming the Chairman and Mr. Somers the secretary.

The subject of the City Council's impending action of no longer hearing request for variance appeals stemming from negative action by the Board to variance requests was discussed. To advise on the legal ramifications of this, the City Attorney was invited into the meeting. During this time Mr. Dreyfoos offered legal rationale for rehearing the variance request of Mr. J. R. Walters which had been reviewed by the Board in 1987 and recieved a negiative ruling.

Chairman Gardner asked the new members of the Board if they had any questions regarding their responsibilities. The resulting questions led to a beneficial discussion of the spirit and intent of Title 5 section of City Ordinances.

The members were reminded of the Board of hearings to be held February 25, 1988 and then the meeting was adjourned.

David W. Somers, Jr.
Secretary

Minutes of Board of Adjustment and Appeals Hearings of February 25, 1988.

The hearings were convened at 6:30 p.m. with the following Board members present:

Edward E. Fellabom - Chairman
David W. Somers, Jr. - Secretary (Mr. Somers arrived from Hilton Head at 7:00 p.m. and was not present for first variance request hearing.)
Howard Garvin
Burt Rhodes
Edward Haselden - Isle of Palms Building Official

The first case presented was that of Mr. & Mrs. John Wright of 410 Palm Boulevard. Essentially it requested a variance to the side yard limitations as set forth in Section 5-4-34 of the Isle of Palms City Ordinances. The three members present (Fellabom, Garvin,Rhodes) voted in favor of the variance approval.

The second variance request was a resubmission by Mr. Jon R. Walters of 1-A 30th Avenue, to again request an exception to Section 5-4-25 of the City Ordinances. Basically it was a request to substantially alter structurally a U-2 class building in a U-1 class area. Members voted unanimously against the variance request after a detailed, comprehensive presentation by the appellant.

The third and final request was made by Mr. Edward P. Guerard, Jr. representing Mr. J. Keith Marshall of 2904 Skinner Boulevard. It asked for a variance from Section 5-4-19 (1) of City Code to permit elevation of the lowest residential structure floor to be less than 12 foot above mean sea level. After a lengthy presentation and discussion, the Board voted 4-0 against granting the variance.

After all cases had been heard and presenters departed, Chairman Fellabom asked the Board if they were satisfied with the procedural manner in which he conducted the hearings. Mr. Somers suggested that in view of the fact that further appeal from Board rulings is a matter for a law court rather than City Council. Mr. Somers stated that the voting method (raising of hands for, then against the request) might better be changed to a method that permits a member to vote before he knows how the other members vote. Such method might be by expressing one's position on a ballot signed by the member. The Chairman could then read and announce the out come (by name if desired). This would help preclude any potential claim by an appellant that any member was unduly influenced by the vote he observed being cast by another member/members.

Mr. Somers then asked for the outcome of the Wright variance request (Somers was not present for its handling) and the considerations applying.

The Board adjourned at approximately 8:20 p.m.

David W.Somers, Jr.
Secretary

ISLE OF PALMS PLANNING COMMISSION
February 24, 1988

The meeting of the Isle of Palms Planning Commission was called to order at 6:35 p.m. Attending were Ms. Moyer, Mr. Sandeford, Mr. Taylor, Dr. Woodard, Mr. Oakley, Mr. Palka and Mr. Cantey.

Mr. Taylor stated that the minutes of January 27, 1988 should reflect the Commission's recommendation on multi-family and PRD regulations. Mr. Taylor motioned to approve as amended, seconded by Mr. Oakley. Motion carried.

1. Plat showing abandonment of a portion of 33rd Avenue. Mr. Cantey stated that the City has notified property owners adjacent to unimproved rights-of-way that they may wish to request that the right-of-way be abandoned. Mr. Cantey stated that abandoned rights-of-way are divided between adjoining property owners. In this case, the City has received a letter from the owner of lot 13 stating that she had no interest in the 60' by 170' parcel. Mr. Taylor stated that the quit claiming of unimproved rights-of-way is appropriate action, which will clear up a number of nuisance areas. Mr. Taylor suggested that in the future the notation "property line to be abandoned" should read "property line abandoned". Mr. Oakley motioned to approve as submitted, seconded by Mr. Palka. Motion carried.

2. Revised Conceptual Plan for the Wild Dunes Inn Site. Mr. Mark Permar representing Wild Dunes presented the revised plan. The revised numbers are as follows: 60-room Inn remains, the 124 condominiums reduced to 68 condominiums units, and 67 single family lots increased to 77 lots. Total unit count is reduced from 251 to 145 unit types. The setback line from the beach is maintained. An additional entrance will be provided at the end of Palm Boulevard with the gate located within Wild Dunes development. Mr. Oakley asked for clarification of the townhouse lots. Mr. Permar stated that present plans are for detailed units. He stated that the ocean front setback is maintained. Dr. Woodard asked for clarification of traffic flow and parking. Mr. Permar stated that much of the parking will be under the buildings. Mr. Sandeford questioned if this would be a commercial inn. Mr. Permar stated that the inn would be run as a commercial inn. Discussion is presently being held on the possibility of multiple ownership. Mr. Permar stated that it will not be time sharing. Mr. Sandeford stated that the literature reads as time sharing. Mr. Permar stated that the approach being considered is that of a country club in which individuals buy a piece of ownership which entitles privileges. Mr. Palka asked if this were pertinent to the approval of the plat. Mr. Sandeford stated that the inn was always presented as a commercial inn. Mr. Sandeford stated that he is concerned with what appears to be a time sharing operation. Mr. Palka moved to approve the plat as submitted. He stated that the Commission is approving the layout. Mr. Taylor stated that the Commission

is addressing the plat. He stated the plan as described can be done with any building in Wild Dunes. He stated that time sharing as defined by the State Code and the zoning code is only permitted in the commercial area, not permitted in the PRD. He further stated that the legalities of how Wild Dunes does business is not an issue for the Commission. Ms. Moyer stated that the Inn had previously been presented as a commercial inn and now it appears that may have changed. Mr. Cantey stated that in his opinion the focus should be on what is and what is not permitted in Wild Dunes. The zoning code specifically defines time sharing as defined by the State Code. If the concept is time sharing, it cannot be done. Brew Hagood representing Wild Dunes stated that he had not met with the City Attorney. He stated that the Real Estate Commission defines time sharing as covering anything from 13 ownership interest to 52. Anything under 13 is considered "vacation multiple ownership interest". He stated that the Commission is dealing with an ownership issue. Ownership and use are not the same thing. The S. C. Supreme Court has ruled that zoning regulates use and not ownership. He stated that the Inn will have a restaurant and no rooms will have a kitchen which connotes an inn. The room count is 60. The Real Estate Commission has determined that the enterprise will be registered as "vacation multiple ownership". Those who sell interest must be licensed real estate brokers. Individuals will be buying rights to make reservations. Mr. Palka stated that the request is for 60 rooms. The ownership question should not be an issue. Dr. Woodard moved to table the discussion. Motion was seconded by Mr. Oakley. Ms. Moyer called for a vote on the motion to table. No member voted in favor of the motion. Mr. Palka again motioned to approve the plan as submitted, seconded by Mr. Taylor. Motion carried.

3. Acreage Plat showing Subdivision of Tract "A", Block "T", Wild Dunes.

4. Conditional Plat showing Subdivision of Tract "A", Block "T", Parcels 10, 13 and 15, Wild Dunes. (33 lots)

Mr. Cantey stated that the plats show the revised property lines as these lines related to the revised conceptual plan for the Inn site. Mr. Oakley motioned to approve the two (2) plats. Motion was seconded by Mr. Sandeford. Motion carried.

The meeting adjourned at 6:55 p.m.

BOARD OF BEACH PATROL AND CONTROL

Memorandum

February 26,1988

To: Board of Beach Control and Patrol

From: James W. Smiley

Re: Minutes of February 1988 meeting

The February, 1988 meeting was called to order at 7:00 P.M. on the 18th of February in City Hall. Those present were: W.H. Sandeford, M. Swanson, D. Mathews, B. Ballow and J. Smiley.

1. Permit Application 1-88: A request from Kevin Westendorff on behalf of Mr. and Mrs. Fielder for a deck to be added to a house at #11 55th Ave. Appearing on behalf of the applicant was Mr. James Carroll. Upon a motion by Sandeford to approve the permit and a second by Mathews the Board voted 4-0 to deny the permit.

2. Permit Application 2-88: A request from Ms. Nancy Prominski for construction of a dune and subsequent revegetation at 3902 Palm Blvd. Following a motion by Mathews and a second by Sandeford the permit was approved with the following conditions:
   a. sand used to construct the dune must be certified as compatible with beach sand by S.C. Coastal Council.
   b. the beach must be accessed from 3902 Palm Blvd.
   c. the work cannot commence during the turtle nesting season (May 1st-November 1st)
   d. the Isle of Palms building inspector should be notified by the contractor prior to beginning the project.

   The Board commended Ms. Prominski for her approach in requesting at the earliest moment a permit for reconstruction of a dune prior to the necessity for emergency erosion control measures.

3. Consideration of an ammendment to our Dunes and Beach Ordinance to prohibit construction of sea walls. Our recommendation on this issue from the January 1988 meeting was fowarded to the mayor who in turn asked the city attorney to draft the ordinance change for presentation to City Council. Following discussion by the Engrossed Bills committee of City Council, the ordinance was presented to City Council for first reading at a recent special council meeting. The bill was given unanimous endorsement by City Council. Subsequently, the city attorney had second thoughts about the wording and suggested changes. These changes were again referred to the Engrossed Bills committee and after some discussion

they have referred the bill to the Board for our recommendations concerning the changes suggested by the city attorney. After reconsideration, Attorney Dreyfoos withdrew his recommended changes. After discussion the Board requested that the ordinance be sent back to City Council with no recommendation for change.

There being no further business, the meeting was adjourned at 8:15 P.M.

Distribution:
Mayor Bunch
Mr. Mark Williams
Mr. W.H. Sandeford
Mrs. Judy Hargett
Mr. David Matthews
Mr. Tom Harper
Mrs. Marge Swanson
Mrs. Beverly Ballow

MEETING: Special City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: February 18, 1988
7:00 p.m.

Mayor Bunch called the meeting to order at 7:00 p.m. Present were: Councilmembers O'Neal, Smiley, Orvin, Swanson, McDonald, Murph, Attorney Bill Dreyfoos and Mayor Bunch.

Attorney Dreyfoos recommended to Council that the reading of ordinances proceed in a specific order so as to be consistent in having related ordinances appear sequentially.

1. First Reading of Ordinance 1988-8 -- An ordinance to amend Section 1-9-24 of the City of Isle of Palms Code of Ordinances. Councilmember Smiley made a motion that Council accept the first reading of Ordinance 1988-8, seconded by Councilmember McDonald.

Councilmember Smiley expressed concern that the citizens of Isle of Palms would be forced to appeal a Board of Adjustment decision to a court of record and that she felt that those affected by a Board of Adjustment decision should be able to present their appeal before the elected officials of City Council.

Attorney Dreyfoos stated that under the State Code, a Board of Adjustment decision may be appealed only through a court of public record and no mechanism in state law provides for aggrieved persons to appeal a Board of Adjustment decision to Council. Attorney Dreyfoos further stated that municipalities are not authorized by state law to hear an appeal from a decision of the Board of Adjustment. Attorney Dreyfoos also stated that a citizen or the Board of Adjustment could appear before Council but only for the purpose of interpretation. He said that a situation must exist in which interpretation of the ordinance is unclear to the Board of Adjustment and that Council, the interpreting body, not the Board of Adjustment, must then make a determination on the interpretation of the ordinance and refer the case back to the Board of Adjustment to re-hear. He also indicated that if Council felt that the Board of Adjustment had gone beyond the interpretation that was intended for any particular provision, depending on what is involved, the appellant could appear before Council and ask that the ordinance be changed.

Councilmember Smiley asked for clarification of the word "illegal" used in <u>Section 1-9-24 Appeals from Decisions from Board of Adjustment.</u> Attorney Dreyfoos stated that "in the review the courts will make of a Board of Adjustment decision, the court will rule only on illegalities (not following the rules); the court will not question a judgement call." Councilmember Smiley asked if Council could hear an appeal if appellant felt the Board of Adjustment decision was a judgement call. Attorney

Dreyfoos stated that Council could not overrule the Board of Adjustment but that they could ask the Board to re-hear a case based upon Council's interpretation of the ordinance or Council could make a change in the statute.

Mayor Bunch asked Attorney Dreyfoos whether or not variances from the FEMA regulations as well as variances granted by the Board of Beach Patrol and Control would go to court for appeals or be heard by Council. Attorney Dreyfoos stated that appeals of FEMA variances under the jurisdiction of the Board of Adjustment could be made to a court of record or City Council and that appeals for the Board of Beach Patrol and Control should be heard by Council.

Attorney Dreyfoos stated that the next item on the agenda, Ordinance 1988-11, was essentially the same as Ordinance 1988-8 and that the reason for that was because procedures relating to the appeals from zoning decisions of the Board of Adjustment are included in Section 1-9-24 of the City Code and also appear in Section 5-2-17. He also stated that by adhering to a specific order, changes to related ordinances could be accomplished more systematically.

Mayor Bunch called for the question. Motion was carried unanimously.

2. First Reading of Ordinance 1988-11 --An ordinance to amend Section 5-2-17 of Isle of Palms Code of Ordinances. Councilmember Murph made a motion that Council accept first reading of Ordinance 1988-11, seconded by Councilmember Orvin. Motion carried.

3. An Emergency Ordinance establishing a procedure for appeal of denial of variances by the Isle of Palms Board of Adjustment. Councilmember Murph made a motion that Council accept the passage of the Emergency Ordinance establishing a procedure for appeal of denial of variances by the Isle of Palms Board of Adjustment, seconded by Councilmember O'Neal.

Councilmember Smiley asked why it was necessary to have an emergency ordinance. Mayor Bunch stated that the City heretofore had been handling Board of Adjustment appeals incorrectly according to State Law and that because the Land Use Plan was now in the preparation stage for submittal at a Public Hearing, it was necessary that the Plan be correct. Attorney Dreyfoos stated that presently there were two appeals pending for hearing by the Board of Adjustment and that he recommended these two appeals be handled in the same way the City had always handled appeals prior to passage of this emergency ordinance.

Mayor Bunch called for the question. Motion carried unanimously.

4. First Reading of Ordinance 1988-10 --An ordinance to limit the number of requests for a variance that can be made by an applicant. Councilmember Murph made a motion that Council accept first reading of Ordinance 1988-10; seconded by Councilmember Orvin. Motion carried.

5. An Emergency Ordinance to eliminate re-applications for variances to the Board of Adjustment. Councilmember Smiley made a motion that Council accept the passage of the Emergency Ordinance to eliminate re-applications for variances to the Board of Adjustment, seconded by Councilmember Murph. Motion carried.

6. First reading of Ordinance 1988-9 - An ordinance to amend Section 5-4-5(c) of the City of Isle of Palms Code of Ordinances. Councilmember Murph made a motion that Council accept first reading of Ordinance 1988-9, seconded by Councilmember Smiley. Motion carried.

7. First reading of Ordinance 1988-12 --An ordinance to amend Section 1-3-31(2) of the City of Isle of Palms Code of Ordinances. Councilmember McDonald made a motion that Council accept first reading of Ordinance 1988-12, seconded by Councilmember Murph. Motion carried.

Councilmember Murph made a motion that Council adjourn, seconded by Councilmember McDonald. Motion carried.

ATTEST: Nellie S. McDuffie

Nellie S. McDuffie
Clerk-Treasurer

Carmen R. Bunch

Carmen R. Bunch
Mayor

3-9-88

Date

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

TIME/PLACE February 10, 1988, 7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation. Present were Councilmembers Calhoun, Murph, Swanson, Smiley, O'Neal, Orvin, Ward and McDonald. Also present were City Administrator Mark Williams and Attorney William Dreyfoos.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of January 13, 1988 Regular Council Meeting - A motion was made by Councilmember Murph to suspend with the reading of the January 13 and February 3 minutes, seconded by Councilmember Smiley. Motion carried. Councilmember Murph made a motion to accept the minutes of January 13, 1988 as presented. Motion was seconded by Councilmember Ward. Motion carried.

2. Minutes of February 3, 1988 Special Council Meeting - Councilmember McDonald made a motion to accept the minutes of February 3, 1988 as presented, seconded by Councilmember O'Neal. Motion carried.

C. CITIZENS' COMMENTS

1. Pat Stone - Mayor Bunch asked Ms. Stone to give her comments. Ms. Stone stated that she wanted to defer to Don Bolger and allow him to speak for her.

2. Don Bolger - Mayor Bunch asked Mr. Bolger for his comments. Mr. Bolger replied that he wanted to delay comments until after the reading of a particular ordinance. Mayor Bunch stressed that if Mr. Bolger had any comments to make, they must be made at this point on the agenda.

3. Ed Fellabom - Mr. Fellabom stated that he wanted to speak in favor of the parking meters to be placed on Ocean Boulevard because it was time for someone other than the City to absorb the cost of keeping streets and beaches clean. He also stated that the reason for the influx of people to the Island during the summer was because they wanted to enjoy the beaches and that it was a small thing to ask non-residents to pay for some of the costs of maintaining the beach area, since they incurred expense to the City through their use of the beach. Mr. Fellabom stated that the City should be compensated for the added trash collection that is caused by these beachgoers.

At this point, Councilmember Smiley stated that she wanted Mr. Don Bolger to know that if he gave up his opportunity to speak to Council during Citizens' Comments, it would take a unanimous vote by Council for him to speak at some other time during the meeting. Mayor Bunch stated that Mr. Bolger was aware of the rules of order and procedure.

3. Jack Tracy - Mr. Tracy stated that he wanted to present to Council the plans for the creation of the Youth Baseball Field in an upgraded state on the Recreation Department property between 27th and 28th Avenues. Mr. Tracy stated that he had presented his rough sketch of the baseball field to the Recreation Commission at the beginning of the year and had been instructed to provide more detailed planning. He stated further that this was the reason he was before Council at this time. Mr. Tracy told Council that these fields were being upgraded through monies donated to the Gina Scalise Memorial Fund, a fund set up in memory of Gina Scalise, an Island resident who was killed in an accident on the Isle of Palms last September. Mr. Tracy stated that he and Catherine Leopold, the Recreation Director, had spearheaded a committee to raise funds to establish a project that would commemorate Gina Scalise's dedication to this Island, the children and the Recreation Department in general. Mr. Tracy then showed the plans of the improvements that were to be made to the baseball field and further stated that he felt the committee would have all the necessary funds to do the construction work. Mr. Tracy thanked John Gardner and Associates for drawing the plans so rapidly and related that the Memorial Fund Committee had raised $4,000 for these improvements, had received at least $4,000 in volunteer donated time, and expected an additional $1,500-$1,800 in cash donations.

Mayor Bunch stated that she wanted to refrain from discussing this issue until such time as the Recreation Committee gave its report so that it could be opened up for discussion. Councilmember Orvin then commended Jack Tracy on his efforts to raise money for the improvements at the baseball field and stated that the entire Island was behind these efforts.

D. REPORTS FROM STANDING COMMITTEES

1. Ways and Means - Report attached.

2. Police and Public Safety - Report attached.

3. Public Works - Report attached.

4. Engrossed Bills - Report attached.

Mayor Bunch at this time asked Councilmember Smiley to re-iterate her suggestion that she had made during the January 13 Council meeting regarding the creation of a new standing committee for the Fire Department. Councilmember Smiley stated that it was her desire to see two separate Standing Committees for the Fire and Police Departments rather than a combination of two departments under one Standing Committee. Mayor Bunch then asked for a motion to create two new Standing Committees for the Fire and Police Departments. Councilmember McDonald made a motion, for the purpose of discussion, to create two new Standing Committees for the Fire and Police Departments, seconded by Councilmember Ward. Councilmember Smiley re-iterated that the Police and Fire Departments had at this time one Standing Committee and that the budgets for both departments comprised one-half of the entire City budget. Councilmember Smiley stated that she felt the creation of two separate Standing Committees for the Fire and Police Departments would not hamper the relationship between the Police and Fire Departments.

Councilmember O'Neal stated that he was opposed to the creation of more committees and that these two departments operated in much the same way and that even though they both had large budgets, uniformity in budgeting was needed and further stated that he felt the issue of the budgeting process was not a very strong point to justify creation of two separate committees.

Councilmember Murph stated that before the City got the two professional heads of these departments, he might have seen the need for two separate Standing Committees and further stated that basically the Police and Public Safety Committee had two meetings on one evening and although it falls under one committee, it functions as two separate committees. Councilmember Murph stated that he could not vote for two separate committees because he saw how well one committee was working.

Mayor Bunch stated that the heads of the Police and Fire Departments worked beautifully together and that she saw no reason in having another committee.

Councilmember Murph then stated that he had questioned both the Police Chief and the Fire Chief regarding their desires for two separate Standing Committees and they both had indicated to him that they preferred having one Standing Committee.

Mayor Bunch then called for the question and asked that all in favor of creating two separate Standing Committees for the Fire and Police Departments to so indicate. Councilmembers Smiley and Ward voted in favor of the creation of two separate committees and the remainder of Council, including the Mayor, voted against the motion. Motion was defeated.

5. Recreation - Report attached.

Mayor Bunch asked Councilmember Smiley what her recommendations were regarding the proposed baseball field improvements at the Recreation Department. Councilmember Smiley recommended that

Jack Tracy take the plans for these improvements back to the Recreation Commission for their approval before being presented to Council. Mayor Bunch said that she felt approval was needed at this time by the Council because time was of the essence in getting started on this project. Mr. Tracy stated that baseball season would begin on April 4 and that was primarily the reason Council needed to make a decision about the plans at this time. He also stated that he had been in contact with the 1987 Recreation Commission members as well as 1988 Commission members and felt that the plan met with general approval of all members. Mr. Tracy then stated that landscaping and grass seeding would need to be done before baseball season started and waiting an additional month for Council approval would be a hardship. Councilmember O'Neal made a motion that Council approve the plans for the improvements to the baseball field subject to the approval of the Recreation Commission and proper permit being obtained. Councilmember Smiley seconded the motion. Motion carried. At this point, Councilmember Smiley made a motion that all permit fees be waived since this was a volunteer effort. Motion was seconded by Councilmember Murph. Motion carried.

F. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - Report attached.

2. Planning Commission - Report attached.
   a. Plats Received
      (1) Final Plat, Ocean Boulevard Properties (88 lots)

A motion was made by Councilmember Ward to add a note to the plat stating that the Isle of Palms wishes to have it understood that by approval of this plat, it is not accepting for ownership/maintenance the streets on the plat. Motion was seconded by Councilmember Smiley. Motion carried with Mayor Bunch and Councilmember Murph abstaining, as recommended by the Board of Ethics. (Editorial Note: The Mayor abstained because she owns property affected by the development; Councilmember Murph abstained because he leases property from the developer.) A motion was then made by Councilmember Smiley to accept the plat subject to a note being added to the plat indicating rejection of ownership/maintenance of the streets. Motion was seconded by Councilmember McDonald. Motion carried.

3. Building Committee - Report attached.

4. Beach Patrol and Control Board - Report attached.

5. Personnel Committee - No report.

G. REPORTS FROM SPECIAL OR JOINT COMMITTEES

None

H. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

None

I. BILLS ALREADY IN POSSESSION OF COUNCIL

Mayor Bunch asked for a motion to suspend the rules of order and procedure in order to move item #5, the second reading of ordinance 1988-5, to item #1. Councilmember Smiley made this motion, seconded by Councilmember Ward. Motion carried.

1. Second Reading of Ordinance 1988-5 to provide for the creation of an underground utility district and to require removal of certain wires, poles and associated structures therefrom and to require property owners to allow utility companies to construct underground facilities on their premises.

Councilmember Murph made a motion that Council accept the second reading of Ordinance 1988-5, seconded by Councilmember McDonald. Motion carried. Councilmember O'Neal then made a motion that a correction be made to Section 2 of Ordinance 1988-5 changing the wording of "21st Street through 41st Street" to "21st Avenue through 41st Avenue". Motion was seconded by Councilmember Murph. Motion carried. Councilmember Murph made a motion that the third reading of Ordinance 1988-5 be suspended and moved for ratification, seconded by Councilmember Smiley. Motion carried. Mayor Bunch then acknowledged the presence of George Horres, Engineer for SCE&G, and David Temple of SCE&G's Customer Service and stated that both would be working with the City to get the necessary paperwork out to the residents.

2. Second Reading of Ordinance 1988-1 to abolish the Board of Fire Masters and re-define the position of Fire Chief.

Councilmember Smiley made a motion that Council accept second reading of Ordinance 1988-1, seconded by Councilmember Murph. Motion carried.

3. Second Reading of Ordinance 1988-2 to adopt the standard unsafe building abatement code.

Councilmember Murph made a motion that Council accept the second reading of Ordinance 1988-2, seconded by Councilmember Orvin. Motion carried.

4. Second Reading of Ordinance 1988-3 to create a code board of adjustments and appeals.

A motion was made by Councilmember Ward that Council accept the second reading of Ordinance 1988-3, seconded by Councilmember Orvin. Motion carried.

5. Second Reading of Ordinance 1988-4 for the administration of the City fire prevention code.

A motion was made by Councilmember Murph that Council accept the second reading of Ordinance 1988-4, seconded by Councilmember Swanson. Councilmember Murph stated that he had met with the Fire Chief and that certain changes needed to be made which would involve adding to Section 2-2-12(b) the statement "with a maximum of $100, adding to Section 2-2-12(c) the statement "with a maximum of $200, and adding to Section 2-2-12(d) the statement "until violation is rectified".

Councilmember O'Neal made a motion that Council accept the changes to Ordinance 1988-4 suggested by Councilmember Murph. Councilmember Smiley seconded and motion was carried. Councilmember Ward asked for clarification of "a reasonable period of time to correct the violation" stated in Ordinance 1988-4. Councilmember Murph stated that the reasonable period of time was left to the discretion of the Fire Chief and that it would depend on the nature of the violation. Councilmember Murph then made a motion that Council suspend the rules and not have a third reading and moved for ratification of Ordinance 1988-4. Motion was seconded by Councilmember Orvin. Motion carried.

6. Second Reading of Ordinance 1988-6 amending Sections 5-3-16 and 5-3-17 to prohibit the construction of seawalls and other hard erosion control devices in the City's beach and sand dune protection district. This ordinance was referred back to Engrossed Bills.

7. Second Reading of Ordinance 1988-7 to prohibit the keeping of certain animals.

Councilmember Swanson made a motion that Council accept second reading of Ordinance 1988-7, seconded by Councilmember Murph. Motion carried.

K. MISCELLANEOUS

1. Mayor Bunch stated that she had written a letter to Representative H. E. Pearce, Chairman of the Natural Resources Committee in the House of Representatives, and asked him to take out of committee the bill on beachfront management and get it on the floor so that it could be passed.

2. Mayor Bunch read a letter of commendation for the excellent work Andy Parrish and his department are doing.

3. Mayor Bunch then read a letter addressed to Mayor and City Councilmembers regarding the opposition to installation of parking meters by the beachfront merchants. Mayor Bunch then read a letter to Council that she had written in response to the

beachfront merchants' letter. Councilmember Smiley made a motion that Council consider purchasing and installing parking meters along Ocean Boulevard. Councilmember O'Neal seconded this motion. Councilmember Smiley stated that she felt the maintenance of meters would take up most of the revenues they would generate and that she was open to suggestions from the beachfront merchants. Councilmember Ward stated that he was concerned about the increased traffic in neighborhoods due to the installation of parking meters. Councilmember Ward felt that taxpayers were not going to spend money to feed meters and would seek out parking in the neighborhoods.

Councilmember Murph stated that he felt maintenance of parking meters would be "horrendous" because of sand and salt accumulation. Councilmember Murph stated that he felt that the beachfront merchants knew what would be best for them. Councilmember Orvin stated that his concern was "how much money for how much time". Councilmember O'Neal stated that he felt more turnover would be of benefit to the beachfront merchants and that he would like to see some discussion from them on this issue.

Phil Pearson of Oldside stated that he felt the biggest objection to parking meters was the timing of the meters. He also stated that he felt most people who visited the merchants on Frontbeach would be there several hours.

Lynn Fragas of Beachtown stated that she felt that the City should demonstrate a more sharing attitude toward beachgoers and that the City should not charge them a fee by installing parking meters.

Steve Grady of One-Eyed Parrot stated that he felt that merchants should have their own parking spaces if meters were to be installed.

Mayor Bunch then asked Council how they thought the City would pay for bathhouses and the parking lot if Council refused to approve a method of generating income. Councilmember Smiley then withdrew her original motion that Council consider the installation of parking meters and Councilmember O'Neal withdrew his second to this motion. Councilmember Smiley then made a motion that City Council install parking meters at Front Beach along Ocean Boulevard, seconded by Councilmember O'Neal. Mayor Bunch instructed Clerk-Treasurer McDuffie to call the roll. Calhoun-No; McDonald-No; Murph-No; O'Neal-Yes; Orvin-No; Smiley-No; Swanson-Yes; Ward-No; Mayor Bunch-Yes. Motion was defeated.

Councilmember Murph then made a motion that Council go into Executive Session, seconded by Councilmember McDonald. Motion carried.

No action was taken in Executive Session. Contractual matters were discussed.

Councilmember Murph made a motion that Council adjourn, seconded by Councilmember Orvin.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk-Treasurer

Approved by: Carmen R. Bunch

Mayor

Date Approved: 3-9-88

POLICE & PUBLIC SAFETY

Police and Public Safety met Feb. 2, 1988. Present were Chief Allen, Chief Britton, Councilmembers Murph, Ward, Swanson and Mayor Bunch.

Mr. Richard Harvin of Greenville, S.C. presented a proposal to the committee concerning the possibilities of operating a parasail in the front beach area. Mr. Harvin wanted to run his operation from May thru September. The committee told Mr. Harvin to send further to the City Administrator for further study. No action was taken.

Chief Allen reported that 2 fugitives wanted in N.C. and Ga. had been captured and returned to N.C.

He also reported that the department had assisted the Charleston County Police with the search for Fred Koperans.

The department handled 640 calls in the month on January. Included in this were 5 DUI cases.

The department now has 6 reserve officers on the staff and is considering several others.

Chief Allen explained the need for the officers to acquire new shotguns to replace the old ones that are malfunctioning. A motion was made and approved for the Chief to purchase the new shotguns along with some more bullet-proof vests. The total not to exceed $3,000.00. $2,000.00 of this will come out of capital expenditures.

The department participated in a Marine and Boating school that was presented by the Wildlife Department. It was also reported that one officer would be going to Florida for a Law Enforcement diving class.

Training sessions for this period are including Crime scene investigations,telecommunications, and crime to court presentations.

The committee voted to hold its monthly meetings on the 1st Tuesday of each month.

Due to an emergency, Chief Britton was unable to give his report.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Thomas F. Murph, Chairman

PUBLIC WORKS COMMITTEE MINUTES

January 27, 1988

The Public Works meeting was attended by Councilmembers Smiley, Orvin and McDonald. Also present were Mayor Bunch and Andy Parrish.

Snapshots were shown of the Christmas trees that were implanted on Front Beach last year and in the past year, they have proven highly satisfactory.

A walkover at 45th Street was discussed and it was recommended that it be left in place.

Florida type heat pumps that have the water outflow pipes dispersing water directly into drainage ditches are becoming a problem. A study is being planned on this.

Drainage pipe has been installed at the Recreation Building area per Andy Parrish, who informed the Committee that a substantial sum will be needed next year for additional drain pipe for the Island.

Three thousand three hundred forty-eight tons of garbage were delivered to one dump site last year.

Meeting adjourned.

Respectfully submitted,

Leo McDonald

ENGROSSED BILLS COMMITTEE

A meeting of the Engrossed Bills Committee was held on January 25, 1988 at City Hall at 6:30 P.M. Present were Committee Members Calhoun and O'Neal. Also present were Mayor Bunch and Council Member Smiley. Also present was city Attorney Dreyfoos and Ms. Margaret Seidler of South Carolina Electric and Gas Company as well as a resident of 14 Chapman Street.

The resident asked the committee to review the City codes regarding the keeping of animals in the City limits as his neighbors were keeping chickens in their yard. The ordinance regarding animals will be reviewed to determine if modifications are needed.

The following ordinances were reviewed:

1988-2 - An ordinance to adopt the standard unsafe building abatement code.
1988-3 - An ordinance to create a code board of adjustment and appeals.
1988-4 - An ordinance for the administration of the City Fire Prevention Code.

The above ordinances are to be further reviewed by the city attorney and further reviewed by this committee.

Council member Smiley discussed her concern for the committee responsibility of the Fire Department upon the disolution of The Board of Firemasters. She recommends that a new standing committee be created for the council supervision of the fire department. As council must approve the creation of a new standing committee, this action must first be taken and if it is the desire of council, then the appropriate ordinances will be written or existing ordinances modified.

A discussion was held on the proposed ordinance to create an underground utility district. Upon completion of this ordinance, it will be discussed by the committee further.

The meeting adjourned at 7:18 P.M.

Respectfully Submitted,

H Oneal

Chairperson

ENGROSSED BILLS COMMITTEE

A meeting of The Engrossed Bills Commitee was held February 9, 1988 at 7 P.M. at City Hall. Present were menbers Calhoun, Murph, and O'Neal. Also present were Mayor Bunch, Council member Margery Swanson, Administrator Williams, and Resident Don Bolger.

1988-1	1988-4	1988-7
1988-2	1988-5	
1988-3	1988-6	

Mr. Murph discussed placing maximums on fines for violations of the fire prevention code. He will bring definite wording to the council's second reading.

Ordinance 1988-6 on beach hard structures was discussed together with suggested changes by Attorney Dreyfoos. Council is requested to refer this ordinance back to The Board of Beach Patrol and Control for their recommendations or changes before the second reading.

Ordinance 1988-7 on animal control was discussed. It was felt that some change is needed to permit residents to keep domestic fowl with certain restrictions and conditions. Administrator Williams is to confer with The City Attorney to present modification at the second reading.

TheMeeting Adjourned at 8 P.M.

Respectfully submitted

Chairperson

RECREATION STANDING COMMITTEE

The Recreation Committee had its first meeting with the Director and the Recreation Commission on Monday, February 1. All members, with the exception of Heath Orvin, who was out of town, were present. Also, several citizens were present and expressed an interest in having all Commission meetings posted for "Public Notice."

Chairman Smiley made comments on the purpose and functions of the Commission and answered questions from the members. It was pointed out by the Chairman that the Commission would need to meet and elect the Chairman and other officers and at that time set an official meeting time. The Committee offered its assistance in any way possible. The Commission's regular meeting was set for February 25th. At that time copies of pertinent reports and minutes will be supplied to the Commission members and the PRT Study of the Recreation facility will be available to them.

The Standing Committee will meet the first Monday of each month. The Chairman had requested that the Director set forth a One-Year Plan with goals and details on implementation and budgetary needs. She was also asked to inform the Committee of those positions being held at the Recreation Department and by whom. You will
find this report attached to the minutes and the Mayor and Council have received a copy.

Jack Tracy presented to the group his plans for refurbishing the Youth Softball Field in memory of Gina Scaliss. He was asked to get with the Administrator, Building Inspector and Mayor in order to get the proper permits and procedures and then to present details + plans to the Commission.

Betsy Smiley
Chairman, Recreation Committee

Board of Adjustment Meeting

The Isle of Palms Board of Adjustment held a meeting at City Hall on January 28, 1988. The meeting was called to order at 6:30p.m. Members present were: Lynnette Gardner, Ed Fellabon, Howard Gardin. Also present was Isle of Palms Building Inspector Ed Haselden.

1. A variance of Section 5-4-35 (Side and Rear yards) of the Isle of Palms Building Code was requested by Mr. C. Birge Sigety for 2400 Palm Boulevard.

   Mr. Sigety stated that he is remodeling his house on Palm Blvd. and that his plans were to extend the back deck 3 feet. Since the back stairs were oringinally located directly on the required set back line a 3 foot extension of the new deck would place them too close to the rear of the yard. Mr. Sigety presented the Board letters from both adjacent neighbors and Mr. Charles Way stating no objections to the variance.

   A vote was taken and it was a unanimous decision to grant this rear yard variance request.

2. Mr. R.E. Bailey submitted a request for a variance from Section 5-2-19 (1) (Residential Construction Flood Elevation restrictions) for his house at 2807 Palm Boulevard. Mr. Bailey was not present at the meeting. Mr. Bailey has a contract to sell his house to Mr. W.E. Williams Jr. contingent upon granting this request. Mr. Williams was at the meeting to present his plans to remodel the residence. Mr. Williams stated that the house was built in 1959 with a downstairs slab elevation of 10.9feet. Sometime after original construction the downstairs floor underwent further construction (without the issue of a building permit) to add a downstairs kitchen, utility room, bathroom and storeroom. Mr. Williams would like to partician the storage space into two additional bedrooms, replace the garage door with regular doors and windows and upgrade the existing area.

   Since the first floor construction was done without a valid building permit these changes will be treated as "new" construction and not protected under the "Grandfather clause" in the building code.

   Two letters from neighbors opposing a variance were read by the board .

   A vote was taken and it was a unanimous decision not to grant a variance for 2807 Palm Blvd. Mr. Williams was advised that Mr. Bailey would be notified of the Boards decision and that he has 10 days in order to appeal this decision to City Council.

The Meeting was adjourned.

Respectfully Submitted,

Lynnette L. Gardner

Lynnette L. Gardner

Thomas J. Gianatos
2902 Palm Blvd.
Isle of Palms, SC 29451
January 21, 1988

Mr. Edward E. Haselden
Building Official
City of Isle of Palms
P.O. Drawer 'Q'
Isle of Palms, SC 29451

Re: Public Hearing for Variance
2807 Palm Blvd.

Dear Mr. Haselden:

Since I have to be out of town on the day of the above mentioned hearing, I am responding by letter.

Without knowing anything of the details of the variance, I must reluctantly object to it. I do not believe in creating a hardship for any property owner in the community. However, once variances become commonplace, then restrictions and ordinances cease to be effective.

I do not know Mr. Bradley nor his plans for his home. Perhaps if I were better informed, I would feel otherwise. But at this point, I must voice my objection.

Sincerely,

Thomas J. Gianatos

Thomas J. Gianatos

TJG/kf

Mr + Mrs Jim Owens
owners of 2805 Palm Blvd.
681 Beauregard St.
Charleston, S.C., 29451

Mr. Owens, is out of town on Business And has ask thru the Bldg. dept. that the Variance on 2807 Palm Blvd. Not be granted. He strongly feels that this Variance would convert this Single family home into A duplex.

Ed Hardin

PLANNING COMMISSION MINUTES

January 27, 1988

The meeting was called to order at 5:35 p.m. Present were Lonnie Moyer, Guy Taylor, Ken Palka, Geoffrey Woodard, Hugh Morrow, Ned Oakley, and David Cantey.

Guy Taylor motioned to approve the minutes of the December 30, 1987 meeting. Motion was seconded by Dr. Woodard. Motion carried.

1. Election of Officers - Ms. Lonnie Moyer was elected Chairman; Mr. Guy Taylor was elected Vice-chairman; and Mr. David Cantey, Secretary.

2. Final Plat, Ocean Boulevard Properties (88 lots)

Mr. Cantey stated (1) the plat needed to be labeled "Final Plat" and (2) a note be added to restrict vehicular traffic between Inlet Lane and the Ocean Boulevard cul-de-sac. He also stated that at this time, the road will be a private street until accepted into the state's maintenance system. Mr. Buddy Darby of The Beach Company stated that the sewer pump station and the stop sign at Second Avenue will be installed prior to Council review. Mr. Taylor noted that the beach access does not extend from Tenth Avenue.

Mr. Palka motioned to recommend approval with the condition that the two (2) items noted by Mr. Cantey be included. Motion was seconded by Mr. Taylor. Motion carried.

3. District Regulations

Mr. Cantey presented proposed district regulations for Planned Residential Development (PRD) and Multi-family (MF) Districts. Mr. Cantey also presented rough drafts of the Master Plan and Zoning District Maps.

Meeting adjourned at 6:45 p.m.

BUILDING COMMITTE

A building Committee meeting was held January 25, 1988 at 8 P.M. Present were commitee members Smiley, Johnston, Hines, Cameron and O'Neal. Also present were Mayor Bunch, Council Member Orvin and Mr. Bill Vukovich of the architect.

Discussion was held on problems associated with the IOP Connector location and it's impact on our building plans. After discussion, it was decided that no changes would be made at this time and the architect is to proceed as soon as possible to finish plans to let bids as soon as possible.

The Meeting adjourned at 9 P.M.

Respectfully Submitted,

J. O'Neal

Chairperson

MEETING: Regular City Council Meeting
Isle of Palms, S. C.

PLACE: City Hall

DATE/TIME: January 13, 1988, 7:00 p.m.

A. INTRODUCTION OF MEETING

The meeting was called to order at 7:00 p.m. by Mayor Carmen Bunch and began with the Pledge of Allegiance and an Invocation led by Father Joseph Roth. Present were Councilmembers Smiley, Calhoun, McDonald, Ward, Orvin, Swanson, Murph, and O'Neal. Also present were City Administrator Mark Williams and City Attorney William Dreyfoos.

B. READING OF THE JOURNAL OF THE PREVIOUS MEETING

1. Minutes of December 9, 1987 Regular Council Meeting - Councilmember Smiley asked that the section of the December 9 minutes referring to the request by MUSC to hold an equestrian event be amended to show specifically that Dr. Darby of The Children's Fund at MUSC had made the request. Councilmember Smiley also asked that the last paragraph in the Minutes stating "Mayor Bunch ratified action taken in Executive Session..." be amended to read "No action was taken in Executive Session..." Motion was made by Councilmember Murph that Minutes be accepted with corrections. Motion was seconded by Councilmember Calhoun. Motion carried.

C. CITIZENS' COMMENTS

1. Buddy Darby - Charlie Way, president of The Beach Company, spoke in Buddy Darby's absence and stated that renovation of the Front Beach property was now taking place and that McKevlin's Surf Shop as well as Front Beach Floyd's had been razed. Mr. Way also stated that The Beach Company was prepared to invest a great deal of capital in that area.

Chris Frasier of The Worth Agency then revealed to Council a plan to renovate the entire second row of Ocean Boulevard, indicating that there would be 9 tenants on the first floor, with the second floor probably housing an upscale restaurant. Mr. Frasier also said that this area would be heavily landscaped, while still retaining the "beach look". Mr. Way then requested a meeting with the City, through the Ways and Means Committee, for the purpose of discussing parking for tenants and lenders. Mr. Way indicated that he was in the process of purchasing Hudson's Pavilion and would be razing it upon taking title to it. Mayor Bunch then stated that she would have the Ways and Means Committee meet the following week, go over the figures, and based on what the City paid for the property, make a determination and recommendation so that Council could meet the week after, so as not to delay Mr. Way in otaining his financing. Mr. Way indicated that his initial investment in this 12,000 square ft. First Phase would be around $750,000. Mr. Way also stated that he and Chris Frasier would both attend the Ways and Means Committee meeting when this matter came up for consideration.

D. ELECTION OF MAYOR PRO-TEMPORE

Councilmember Murph made a motion that Council hold the election of Mayor Pro-Tempore by secret ballot. Motion was seconded by Councilmember Swanson. Motion carried. After the vote was tallied, Clerk-Treasurer McDuffie stated that there were 3 votes cast for Bill Calhoun and 6 votes cast for Councilmember Smiley. Mayor Bunch then congratulated Councilmember Smiley on being elected Mayor Pro-Tempore.

APPOINTMENT OF COMMITTEES, BOARDS AND COMMISSIONS

At this point, Mayor Bunch thanked the Councilmembers who had served during the past year on various committees and announced her new appointments to Standing Committees for the coming year (list attached). A motion to approve the appointment of the Mayor's selection of Standing Committee Members was made by Councilmember O'Neal and seconded by Councilmember Swanson. Motion carried.

Mayor Bunch then read her appointments to the Committees, Boards and Commissions (list attached). A motion was made by Councilmember Smiley to accept Mayor Bunch's appointments. Motion was seconded by Councilmember Murph. Motion carried.

SWEARING IN OF APPOINTED OFFICIALS

Nellie S. McDuffie, Clerk-Treasurer, administered the oath of office to Fire Chief Britton, Police Chief Allen and Judge Timothy C. Kulp. Mayor Bunch interjected a point of order and asked for a motion to approve the re-appointments of Chiefs Britton and Allen, along with the appointment of Timothy C. Kulp as Judge. Councilmember Smiley then made the motion to accept these appointments. Motion was seconded by Councilmember McDonald. Motion carried.

A motion was then introduced by Councilmember Swanson to accept the re-appointment of Nellie S. McDuffie to the position of Clerk-Treasurer. Motion was seconded by Councilmember Smiley. Motion carried. Judge Timothy C. Kulp then administered the oath of office to Clerk-Treasurer McDuffie.

Mayor Bunch at this point stated that she desired a notation made in the minutes of the January meeting expressing gratitude to Patrice Robertson for her artwork on the Appreciation Day Program.

PRESENTATION OF MAYOR'S ANNUAL REPORT, 1987

Administrator Williams then read the State of the City Report to Council (copy attached).

E. REPORTS FROM STANDING COMMITTEES

1. Ways & Means - (Minutes attached).

a. Future bathhouse/restroom facilities - Mayor Bunch stated that the Accommodations Tax Advisory Committee had requested that the City reserve $75,000 from Accommodations Tax money to be earmarked for the building of public bathhouses and restroom facilities. Mayor Bunch stated that this money must be used for tourist-oriented expenditures. A motion was made by Councilmember Swanson and seconded by Councilmember Ward that $75,000 be reserved for the purpose of erecting public bathhouses and restroom facilities in the future. Motion carried.

b. Island Celebration - Mayor Bunch stated that the Accommodations Tax Advisory Committee had requested that $2,000 from the Accommodations Tax money be used to help finance the Island Celebration, a tourist-oriented activity. Councilmember Murph made a motion that $2,000 be allocated to Island Celebration from the Accommodations Tax money. Motion was seconded by Councilmember Orvin. Motion carried.

2. Police & Public Safety - (Minutes attached).

Councilmember Smiley made a motion for the purpose of discussion that Engrossed Bills study the possibility of forming separate Standing Committees for the Fire and Police Departments. Councilmember Murph seconded the motion. Councilmember Smiley proposed that the Engrossed Bills Committee could possibly be combined with Ways & Means Committee.

Mayor Bunch stated that she felt that the Police and Fire Departments were working well together and had developed a cross-over relationship--firemen were serving as auxiliary policemen; policemen were serving as volunteer firemen. Mayor Bunch stated that both Chiefs desired to have only one Standing Committee. Councilmember Murph stated that he, too, was against having two separate Standing Committees. Councilmember O'Neal stated that as Chairman of the Engrossed Bills Committee, his committee would take this matter under consideration at their next meeting, but that he personally preferred only one Standing Committee for the Fire and Police Departments.

3. Public Works - (Minutes attached).

Mayor Bunch asked that the Building Department call a meeting and get in touch with Cummings & McCrady in order to facilitate the construction of the new Public Works Building. Mayor Bunch stated that the working conditions for the City Mechanic, as well as Public Works employees, were deplorable and that the City needed to expedite the construction of a building area to protect them from the elements.

4. Engrossed Bills - (Minutes attached).

5. Recreation Committee - No meeting was held.

F. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS

1. Board of Adjustment - No meeting was held.

2. Planning Commission - (Minutes attached).

a. Plats received

(1) 1988-1: Plat showing subdivision of Tract "A", Block "T", 25 lots, Wild Dunes.

Councilmember O'Neal made a motion that Council approve the aforementioned plat. Motion was seconded by Councilmember Calhoun. Motion carried.

(2) 1988-2: Plat showing a re-survey of Lots 18-48, 4 parcels Ocean Boulevard.

Councilmember O'Neal made a motion that Council approve Plat 1988-2. Motion was seconded by Councilmember Murph. At this point, Council discussed the fact that at some future point, property owners may want to armor the beach if their property should become an erosional area. Councilmember Swanson made a motion that a condition be added to plat 1988-2 stating that "The Isle of Palms City Council at the time of the approval of the plat stated for the record that it strongly opposed the future issuance of any permit for any kind of beach erosion control structures (i.e., sea walls, riprap, bulkheads, etc.) should such measures be requested by property owners as a result of erosion to these properties shown on this plat." Councilmember Murph made the motion that Council approve plat 1988-2 provided the aforementioned condition be placed on the plat. Motion was seconded by Councilmember McDonald. Motion carried.

3. Building Committee - No meeting was held.

4. Beach Patrol and Control Board - No meeting was held.

5. Personnel Committee - No meeting was held.

G. REPORTS FROM SPECIAL OR JOINT COMMITTEES

H. PETITIONS RECEIVED, REFERRED OR DISPOSED OF

None

I. BILLS ALREADY IN POSSESSION OF COUNCIL

None

J. INTRODUCTION OF NEW BILLS, RESOLUTIONS AND PROCLAMATIONS

1. 1988-1 - An ordinance to abolish the Board of Fire Masters and re-define the position of Fire Chief. Council-member Smiley moved that Council accept Ordinance 1988-1 as first reading, seconded by Councilmember Murph. Motion carried.

2. Resolution - Commending Mr. Willie M. Connelley's record as Chief, Isle of Palms Volunteer Fire and Rescue Depart-ments, as one deserving high acclaim and honor. Councilmember Murph moved that Council accept the aforementioned Resolution, seconded by Councilmember Swanson. Motion carried.

3. Resolution - Requesting Isle of Palms citizens' financial support of the Friends of Historic Snee Farm in order to purchase the Charles Pinckney Plantation House for all citizens of the State, and particularly for future generations to enjoy. Mayor Bunch stated that if this Resolution were passed by Council, she intended to donate $100 from her Discretionary Fund to Friends of Historic Snee Farm. A motion was made by Councilmember O'Neal to accept the aforementioned Resolution, seconded by Councilmember Orvin. Motion carried.

J. MISCELLANEOUS BUSINESS

1. Wild Dunes Marketing Plan Proposal - Administrator Williams stated to Council that Wild Dunes had asked that the City Attorney render an opinion to the Wild Dunes lenders as to whether or not the marketing proposal submitted to Council may conflict with any City ordinance. Councilmember Murph made a motion that the City Attorney be authorized to render such an opinion. Motion was seconded by Councilmember McDonald. Motion carried.

2. Municipal Association of S. C. Annual Winter Meeting and Legislative Conference - Mayor Bunch stated that this meeting would be held on February 10 and 11 at the Radisson Hotel in Columbia. Mayor Bunch asked that Council let her know how many members would be attending this meeting since the Conference date conflicted with the regularly scheduled February Council meeting.

3. Island Marathon - Mayor Bunch referred this matter to the

Councilmember Murph made a motion that Council go into Executive Session to discuss contract negotiations and Council's approval of annual and sick leave policies. Motion was seconded by Councilmember McDonald. Motion carried.

Upon Council's re-entering General Session, Mayor Bunch stated that no formal action had been taken during Executive Session and that personnel matters had been discussed. Councilmember Smiley then made a motion that Council adopt new accrual rates for sick and annual leave for City employees retroactive to January 1, 1988. Motion was seconded by Councilmember Murph. (see attached) Motion carried. Councilmember Murph then made a motion to adjourn.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk-Treasurer

Approved by: Carmen R. Bunch

Mayor

Date approved: 2/10/88

STANDING COMMITTEES - 1988

WAYS AND MEANS	HOME	WORK
Bill Calhoun, Chairman	886-6846	577-8283
Harry O'Neal	886-8197	554-5800
Jimmy Ward	886-9910	886-9910

POLICE AND PUBLIC SAFETY

Tom Murph, Chairman	886-8588	886-6845
Marge Swanson	886-4417	
Jimmy Ward	886-9910	886-9910

PUBLIC WORKS

Leo McDonald, Chairman	886-8176	886-6493
Betsy Smiley	886-8535	724-5197
Heath Orvin	886-4623	723-9921

PARKS, PLAYGROUND & RECREATION

Betsy Smiley, Chairman	886-8535	724-5197
Heath Orvin	886-4623	723-9921
Marge Swanson	886-4417	

ENGROSSED BILLS

Harry O'Neal, Chairman	886-8197	554-5800
Bill Calhoun	886-6846	577-8283
Tom Murph	886-8588	886-6845

PERSONNEL COMMITTEE (Ad Hoc)

Marge Swanson, Chairman	886-4417	---
Carol Allen	886-5572	884-7046
Bob Stevens	886-6985	---
Jim Burke	886-6204	743-4266

BOARDS AND COMMISSIONS FOR 1988

Civil Defense Preparedness and Evacuation

Chief Allen - Chairman	1182 N. Shadow	886-6522
Chief Britton		886-4596
Chief Miller, Wild Dunes		886-6000
Connie Bailey	409 Merritt	886-4715
Dr. Mickey McMahon	1 Dunecrest Ln	886-8836
Tom Murph (Councilmember)	29 Beachwood W.	886-6845

Election Commission (6-year appointment, no change)

Helen Clarkin, Chairman	21 31st	886-6697	886-6074
Joyce Baxter	33 31st	886-6808	886-6000
James Arentz	3003 Hartnett	886-6413	---

Advisory Committee - Accommodations Tax

Diane Shiver			886-8144
Jamie Carr	WD Reception Center		886-6000
Frank Clarkin	1192 Parkway Dr.	881-1353	886-6074
James Matthews	4000 Waterway	886-8385	722-2615
Henry Finch, Jr.	25 Beachwood W.	886-8739	886-5678
Brenda Smith	907 Carolina		886-4079
Nancy Stedman	3 Driftwood Lane	886-4139	

Building Committee

Harry O'Neal, Chairman	20 41st	886-8197	554-5800
Betsy Smiley, Co-Chairman	16 44th	886-8535	724-5197
Donald Cameron	257 Forest Tr	886-8579	723-1116
Jack Johnston	14 44th	886-8426	554-5000
J. D. Hines	3 51st	886-9925	---

Planning Commission

Hugh Morrow	2 Ocean Park Ct	886-4102	---
Lonnie Moyer	9 Chapman	886-5438	---
Ned Oakley	3 Oyster Row	886-8032	---
Ken Palka	2 19th	886-6128	---
William Sandeford	108 Charleston	886-8279	---
Guy Taylor	625 Ocean Blvd.	886-4619	886-6074
Geoffrey Woodard	2 53rd	886-8094	---

Recreation Commission

Sharon Neal	19 27th	886-8412	---
Cathy Carroll	3403 Palm Blvd.		886-9600
A.J. Strelkauskas	26 27th Avenue	886-6104	792-2078
Tom Widlowski	107 Forest Trail	886-6790	
Richard Walters	#3 24th Avenue	886-8102	

BOARD OF ADJUSTMENT

Lynette Gardner	3907 Hartnett	886-8472	884-7424
Ed Fellabom	4 Live Oak	886-4313	---
Camille Mizelle	511 Carolina	886-6813	---
Howard Garvin	6 Sand Dollar Dr.	886-5476	---
Burt Rhodes	2606 Cameron	886-5651	577-5371

BOARD OF BEACH PATROL AND CONTROL

James Smiley, Chairman	16 44th	886-8535	792-5504
David Matthews	12 2nd	886-6064	884-2033
Helen Schackter	25 Fairway Oaks Ln	886-8045	554-5533
Tom Harper	102 Carolina	886-6872	---
William Sandeford	108 Charleston	886-8279	---
Judy Hargett	12 Dunecrest Ln	886-4499	---
Marge Swanson (non-voting member)	1700 Dunes Blvd.	886-4417	---

State of the City Report
City of Isle of Palms, S.C.
January 1988

With the start of the third year under the leadership of this administration, it is our hope that the citizens of the Isle of Palms continue to take pride in the open, honest and effective government they have elected.

During the course of 1987 several events merit mention as watersheds in the development of the community and its city government.

--In April, Norman A. Allen, III was hired as the new Police Chief. Since joining the City, Allen has initiated a program to instill professionalism in department personnel . A concerted effort is being made to acquaint all officers with the most effective and up-to -date police methods and techniques. Police officers are being exposed to areas of training never before available to the department.

--In October, Laurent W. Britton was hired as the City's first full-time Fire Chief. In creating this new position, City Council recognized a need for a new sense of professionalism in the Fire Department as well as the Police Department. The new Chief is building on the base of experience attained under the previous part -time chiefs, and through increased training and improved administration is expected to lead the department to new levels of firefighting capability demanded by the growth of the community.

Illustrative of the type of innovation being fostered in the departments, the Police Department recently acquired a device which allows for all emergency 911 calls and all dispatched radio calls to be recorded. The type of information this device preserves may be essential during and after a police emergency. New recordkeeping requirements have been implemented in the Fire Department. These new records will help document firefighter training and equipment maintenance. In addition, for the first time since the City's incorporation the fire department has initiated a fire inspection program. It is anticipated that this additional effort will enhance the City's attempt to lower its fire protection rating through the Insurance Services Office. A reduction in the rate from Class 5 to 2 shouldyield a direct dollar savings to property owners.

Financially, the city ended its last fiscal year in good shape. At a recent City Council meeting the City's auditors presented the results of the audit for the fiscal year ended June 30, 1987. Total revenues exceeded expectations and expenditures by $315,264. The City's fund balance from 1986 increased by that much.

Revenues and expenditures in the current fiscal year are looking good at the half-way point . The City has just begun receiving property tax revenues... $315,479 has been collected to date. The Charleston County Auditor's office has indicated that the City can expect to receive some $35,295 in unanticipated property taxes. Business license fees, the City's second largest source of revenues will also be generated in the next few months. The City's financial posture has been enhanced by an unprecedented expansion in the tax base. From 1982 to 1986 the assessed value of property on the island doubled. The surplus of funds generated in these years has allowed the City to establish a capital projects fund to finance a number of worthwhile projects. For instance, these funds were recently used to acquire additional property for the proposed municipal complex . When the time comes to begin construction of the new facilities, there will most likely be as much as $700,000 in the Capital Projects Fund.

The City made another significant property acquisition in 1987 by purchasing some 5.2 acres of land from the Beach Company. Although the property cost $1.620 million, by acquiring it the City Council can insure that public access to the beach may be preserved, and if the property is ever to be developed, it will be at the discretion of the City rather than at the whim of a developer. As prime commercial property, the value of the City's investment is guaranteed to increase over the years.

The City has embarked on a number of projects that will carry over into 1988. Perhaps the most important of these is the construction of a new municipal complex to house City Hall, the Police and Fire Deartments and Public Works. City Council has been working on this project for the last four and a half years but only recently has the project reached a stage where a go-no-go decision must be made. City Council has determined that a referendum will be held to ask island residents whether or not they endorse construction of the new facilities, and if so, to authorize the City to borrow the funds necessary to complete the project. Prior to the referendum at a public hearing the residents will have an opportunity to view a video tape that very graphically documents the dire need for new quarters. As the project is now conceived, four new buildings will be built totalling 20,976 sq. ft. The City's architects have estimated that the project may cost as much as $2.5 million; it is hoped, however, that when the contracts are let for the buildings the costs will be in the range of $1.8-1.9 million. Regardless, the City will have to borrow as much as $1.5- 2.0 million to make the new facilities possible.

Under the direction of the Planning Commission, the City will continue its efforts to plan for the remaining development of the community in a manner that will, as much as possible, promote growth without negatively impacting the quality of life on the Isle of Palms. Presently under development by the Planning Commission is a new Land Use Plan and accompanying zoning maps which will establish new guidelines for development of unimproved areas. The new guidelines will address many deficiencies that exist under current standards.

The City is also awaiting information from the U.S. Soil Conservation Service about the prospect of that agency conducting an island-wide drainage study. The results of such a study are essential to making proper improvements in drainage systems. Poor drainage has long been recognized as a problem which needs attention. The proposed study represents the first step in a process that may ultimately yield benefits to island residents.

Another problem that the City Council is grappling with concerns the deterioration of the water quality around the Isle of Palms. The S.C. Department of Health and Environmental Control recently ordered that the shellfishing beds around the island be closed because of contamination by sewage. The source of the sewage is thought to be failed or malfunctioning septic tanks on some parts of the island. It is certain that the only practical solution to the problem is for the entire island to be provided with public sewer service. This solution is difficult to accomplish because there are two privately held utility companies who control where and when services are to be extended. The City has been exploring sources of funds that could be used to prepare an engineering feasibility study that would determine if such an approach is even possible. City officials have been working diligently with other State and Federal officials in an attempt to improve the water quality problems.

One other pending City project that should be of interest to all beachgoers concerns the proposed construction of public restroom facilities at the front beach. For many years residents and visitors alike have complained to the City about a lack of place other than the ocean to relieve themselves. In acquiring the aforementioned parking lot property for the first time, the City now has a place on which these facilities can be located. The cost of the restrooms alone may be as much as $125,000. Surfacing of the parking lots is expected to cost an additional $125,000- $150,000. The Isle of Palms Commerce Association and the Accommodations Tax Advisory Committee, have requested that City Council allocate $75,000 of Accommodations Tax revenues to this project. This still leaves some $200,000 that must be found to finance this activity. Since it was decided that the City would spearhead an effort to get these facilities built City, officials have been on a constant lookout for financial backing for the project from other sources. Contacts have been made with our state and federal legislators as well as agencies such as the state department of Parks, Recreation, and Tourism or the Charleston County Parks and Recreation Commission. None of these sources for funds have yet to be productive. Frankly, without financial committments from other sources, construction of the restrooms will not be possible.

Much progress has been made in many areas during the past two years and much work is yet to be done. The effectiveness of Council and the contributions of Island residents ,will, as in the past,enable this Administration to continue to operate the City efficiently and economically with the public's best interest in mind.

Mayor of the Isle of Palms

Carmen R. Bunch

Carmen R. Bunch

WAYS AND MEANS STANDING COMMITTEE

Ways and Means met on December 30, 1987, with Chairman Smiley, Councilmember Robbie Kunreuther, Mayor Carmen Bunch, and Administrator Williams present.

The financial statement for November was reviewed and discussed. A copy has been distributed to each council member.

The meeting was a brief wrap-up on those matters pending to be brought forward to the new council. Councilmember Kunreuther made a special plea that the Planning Commission and Ways and Means become more aware of the other's activities and intentions. He stated that he felt that budgetary matters would come into play more and more for the Planning Commission in the future.

During a general discussion pertaining to the Island's drainage and sewerage problems, Administrator Williams reported that a letter been sent to the Governor's office requesting grant money for an engineering feasibility study to determine what was needed, how to undertake such a project, and how much would be the cost.

E R Smiley

Elizabeth R. Smiley
Chairman

Police and Public Safety Committee

The Committee met on December 30, 1987 at 7:30 p.m. Present were Councilmembers Kunreuther and Murph, Mayor Bunch, Chiefs Allen and Britton, and Councilmember-elect Swanson.

The following Police Department matters were discussed:

--Line officers and supervisors continue to be hampered by inadequate office space. This situation impacts upon both productivity and morale as well as such fundamental aspects of police work as interrogation, training, sobriety testing, etc.

--Chief Allen will have the Department's first annual report available by the January Council meeting.

--Departmental records should be adequately updated in the next few weeks.

--Recent training efforts have focused on newly required state paperwork and reserve officer familiarization .

--The Department continues to emphasize direct contact with the public.

--The Police and Fire Departments will jointly educate their personnel (including dispatchers) in CPR to insure complete and current training. It was suggested that the Recreation Director and local waiters and waitresses also be invited to attend.

--A discussion concerning the appropriate use of the Police Department's boat resulted in the Chief's assurance that all officers will be reminded that its proper use will focus on safety and rescue needs.

The following Fire Department matters were discussed:

--The Chief reported on a structural fire in Wild Dunes that resulted in considerable damage.

--Our ladder truck required the replacement of a hydraulic system which may have been the result of a manufacturer's defect.

--Budgeted funds of $10,000 for body restoration of Engine #4 would be unwise to spend as the vehicle will surely be damaged again due to inadequate bay size. The Chief requested and the Committee approved the use of those funds for replacement hoses, nozzles and communications equipment. It was made clear that restoration of the body restoration funds in FY 1988-89 is not assured.

--The Chief's office is now set up and in use. He, the Mayor, and our architect will meet with the Highway Department in Columbia concerning the Connector's impact upon fire services.

--Pumper training leading to full certifications is nearly completed.

Robbie Kunreuther

PUBLIC WORKS COMMISSION MEETING

December 30, 1987

Public Works Commission met on December 30, 1987 with Superintendent Parrish, Councilmember Murph, and Mayor Bunch present.

Christmas trees will be placed on the beach from 53rd to 55th Avenues as requested by the residents. Trees will be placed strategically and <u>not dumped</u>. They will be placed along 21st Avenue and beyond only in washed out areas and where requested.

The new garbage truck should be in service any day.

A drain pipe along 20th Avenue has been installed by the Highway Department at no cost to the City.

Superintendent Parrish and the Public Works Department urges Council to give its maintenance department a "place to work, a place to park its trucks, a place to have lunch, a place to take a break, a place that is warm and a place that is out of the rain".

Tom Murph
Chairman

Engrossed Bills Committee

Betsy Smiley, Leo McDonald

The Engrossed Bills Committee met Monday, December 28th
An ordinance was reviewed pertaining to the appointment of our new full time fire chief, and the combining of the fire and police committee.

The committee requests that action be deferred on this ordinance, until Council meeting next month'

Meeting was adjourned.

Leo B McDonald

CITY OF ISLE OF PALMS PLANNING COMMISSION

DECEMBER 30, 1987

The meeting of the Planning Commission convened at 5:35 p.m. Present were Ms. Moyer, Dr. Woodard, Mr. Taylor, Mr. Morrow, and Mr. Cantey.

Ms. Moyer called for the approval of the minutes of the last meeting. Dr. Woodard motioned to approve the minutes, seconded by Mr. Taylor. Motion carried.

1. Plat showing a re-survey of Lots 18-48, etc. dated November 24, 1987.

Mr. Cantey explained that the plat will eliminate various property lines and convey Beach Company property along the Atlantic Ocean. The result will be three (3) separate lots fronting on Ocean Boulevard and ending at the mean high water line. Mr. Teddy Guerard explained the present use of the various parcels. Dr. Woodard questioned the zoning of the undeveloped property. Mr. Cantey stated that it was his opinion that the property was zoned commercial. He stated that it was his opinion that all the private property behind the commercial area along the front beach was commercial. Mayor Bunch questioned the ownership of the accreted land. Mr. Guerard stated that this was included in the Supreme Court decision and was Beach Company property.

Mr. Taylor stated that the purpose of the plat was to create three (3) lots and include some minor encroachments. The zoning was not the issue. Mr. Cantey stated that he would like to see two (2) notes on the plat. One (1) would state that the result of this plat will be three (3) parcels fronting on Ocean Boulevard and extending to the mean high water mark. The other would note the encroachment of the wood walkway.

Mr. Taylor motioned to recommend approval of the plat with two (2) conditions:

1. that lines BORSJ, OK, and the interior lines for lots 15-49 be abandoned.
2. that the owners to which property is to be conveyed sign the plat acknowledging encroachments and other details as presented.

Motion was seconded by Mr. Morrow. Motion carried.

3. Final plat showing subdivision of Tract "A", Block "T", 25 lots - Wild Dunes.

Mr. Taylor asked if there were any differences between this plat and the plat previously approved. Mr. Foster Clark of Wild Dunes stated that the plat provides for 24 single family lots and one (1) amenities lot. Therefore, 24 lots will be added to Wild Dunes' total count.

Mr. Taylor motioned to recommend approval, seconded by Dr. Woodard. Motion carried.

4. Mr. Cantey asked the commission whether or not to hold separate public hearings on the following:

1. proposed development guidelines
2. Master Plan and Zoning Map

The Commission members agreed to hold two (2) meetings.

The meeting adjourned at 6:30 p.m.

Respectfully submitted,

David Cantey

Memo to: Councilmembers

From: Mark M. Williams, City Administrator

Date: December 31, 1987

Re: Personnel Policies Found in Title 1, Chapter 9 of the City Code

In anticipation of completely changing the personnel policies that are found in the City Code, we would like to implement some changes relating to accrual rates for annual leave, sick leave and paid holiday benefits retroactive to January 1. In the past, we have, in contradiction to the policies in the Code, been affording holiday benefits that coincided with an employee's shift on a holiday. Current policy says all employees are to get 8 hours paid holiday. However, in the Fire and Police Departments, they work a 12-hour or 24-hour shift respectively. In interpreting the policies, we believe that it was not equitable to only pay these employees 8 hours of holiday pay. What we have been doing then, is to give them a paid holiday equal to the length of their shift plus double time for working during the shift. What we would now like to do is to give employees who do not have to work on the holiday 8 hours holiday pay. For anyone who does have to work on the holiday, we would give them holiday pay equal to the length of their shift whether it be 8 hours, 12 or 16 hours (shift scheduling would most likely prevent anyone from working a full 24-hour shift on a holiday). In the previous example, if a police officer has to work from 8 a.m. to 8 p.m. on Christmas Day, he would get 12 hours of regular pay plus 12 hours of holiday pay. Essentially, he is earning double time for the holiday. However, police officers who did not work that day would only get 8 hours. We believe implementing such a policy will save the City money as well as standardize a policy that can be administered equitably in all departments. Also beginning in January, we would like to begin keeping vacation and sick leave records in the payroll program on the computer. In order to do that, we must adopt monthly accrual rates that can be entered into the computer. Current policies say that employees earn 5 or 10 days of annual leave a year and a day a month of sick leave. However, no provision is made for shift differentials, i.e., what is a day? Eight hours, 12 hours or 24 hours? We are proposing the following table of accrual rates in hours per month to give employees in the various departments the annual equivalent of 5 or 10 days of annual leave and a day per month of sick leave.

ACCRUAL RATES - HOURS/MONTH

1 WEEK ANNUAL LEAVE	2 WEEKS ANNUAL LEAVE	SICK LEAVE	DEPARTMENT
4.42	8.84	12	24-hr. shift
3.50	7.00	12	12-hr. shift
3.35	6.67	8	8-hr. shift
ANNUAL EQUIVALENTS IN DAYS			
5	10	12	

Current policies do not allow annual leave to accrue at all. Annual leave must be used in the year in which it is earned. Sick leave may accumulate to a maximum of 30 days. We advocate a more liberal policy that would allow annual leave to accumulate to a maximum of 30 days and sick leave to accumulate to a maximum of 90 days. Current annual leave policies impose restrictions as to when leave may be taken. Employees are not supposed to take annual leave between March and September. If we are going to continue with such a restrictive policy, then we ought to afford the employees some flexibility in the total number of days that may be accumulated. Other personnel policies in the City Code will remain in effect until they are replaced in toto. If these proposed policy changes are acceptable to you, we would like to have you approve them and implement them retroactively to January 1. Getting the totals correct in the computer and on the employees' pay stubs will be beneficial both to us and to them. If you have any questions between now and the Council meeting, please let me know. I expect that we will be discussing these in Executive Session at the next meeting.

M. M. W.

MMW:ab

Adopted by Council 1/13/88
Retroactive to 1/1/88 mmw

BOARD OF BEACH PATROL AND CONTROL

Minutes

February 10,1988

The January meeting of the Board of Beach Patrol and Control was called to order in City Hall at 7:00 PM on January 21, 1988. Those present were Sandeford, Harper, Smiley and Swanson.

The Board agreed without dissent to foward to City Council the reccomendation that the City's Beach and Dunes Ordinance be amended to specifically prohibit the construction of seawalls, revetments, rip rap, groins, bulkheads or any other form of hard structure which might be erected in the protection district as erosion control devices.

It was the feeling of the Board that since the preponderance of evidence indicates that hard structures do not prevent erosional loss of beaches and in fact may accelerate erosion, that the City should take a leading role in enacting legislation which bans these structures. Further, it was felt that this was an opportune time to enact such legislation given the present excellant health of our island's beaches, i.e., the absence of pending requests before the Board for hard structure permits and the absence of indication that any such requests are likely to be made in the near future.

The Board will meet next on February 18 at 7:00 PM in City Hall.

BchBdJ.frm

Distribution:
- Mayor Bunch
- Mr. Mark Williams
- Mr. W.H. Sandeford
- Mrs. Judy Hargett
- Mr. David Matthews
- Mr. Tom Harper
- Mrs. Marge Swanson
- Mrs. Helen Schakter

MEETING:	SPECIAL CITY COUNCIL MEETING ISLE OF PALMS, S. C.
PLACE:	CITY HALL
DATE/TIME:	FEBRUARY 3, 1988
PRESENT:	MAYOR BUNCH, COUNCILMEMBERS MURPH, MCDONALD, CALHOUN, SMILEY, O'NEAL, WARD, CLERK-TREASURER NELL MCDUFFIE, CITY ADMINISTRATOR WILLIAMS AND CITY ATTORNEY BILL DREYFOOS
ABSENT:	COUNCILMEMBERS SWANSON, ORVIN

1. Parking for U. S. Open Men's Clay Court Championship to be held at Wild Dunes April 23-May 1, 1988.

Mayor Bunch related to Council that Wild Dunes had requested the use of the City's parking lot as well as the parking area at Recreation Department. Mayor Bunch stated that she felt that the use of the Recreation area during the time that children were in school would be acceptable but not during weekends and times that children might be in and around the playground area. Mayor Bunch asked for Council's opinion on the use of these areas and stated that Wild Dunes was also trying to locate other places to park. It was the concensus of Council that the parking lot could be used by Wild Dunes at the rate of $3/day/vehicle on a first come/first serve basis and that the playground would be excluded from Wild Dunes' use because of the possibility of liability that could be incurred.

2. Approve Permit Fee Schedule.

Mayor Bunch asked that the permit fee schedule that had been in use by the Building Department for some time had never been approved by Council. Councilmember O'Neal made a motion that Council approve the permit fee schedule. Motion was seconded by Councilmember Murph. Motion carried. (Attached)

3. Date of Referendum for Issuing Bonds to Build Municipal Complex

Mayor Bunch stated that a VCR film depicting the poor working conditions at City Hall would be shown to the public on February 23. A motion was made by Councilmember Murph that the date of the bond referendum to build a new Municipal Complex be set for April 12, 1988. Motion was seconded by Councilmember Smiley. Motion carried.

4. First Reading of Ordinances 1988-2, 1988-3, and 1988-4:

Mayor Bunch at this point asked for a motion to suspend the rules of order and procedure to include Ordinances 1988-5, 1988-6, and 1988-7 which were not on the agenda. Councilmember Smiley made this motion, seconded by Councilmember Ward. Motion carried.

a. 1988-2 - An ordinance to adopt the standard unsafe building abatement code.

Councilmember Smiley made the motion that Council accept the first reading of Ordinance 1988-2, seconded by Councilmember Murph. Motion carried.

b. 1988-3 - An ordinance to create a code board of adjustments and appeals.

Councilmember Murph made the motion that Council accept the first reading of Ordinance 1988-3, seconded by Councilmember Smiley. Motion carried.

c. 1988-4 - An ordinance for the administration of the City fire prevention code.

Councilmember Murph made the motion that Council accept the first reading of Ordinance 1988-4, seconded by Councilmember Smiley. Motion carried.

d. 1988-5 - An ordinance to provide for the creation of an underground utility district and to require removal of certain wires, poles and associated structures therefrom and to require property owners to allow utility companies to construct underground facilities on their premises.

Councilmember Smiley made the motion that Council accept the first reading of Ordinance 1988-5, seconded by Councilmember Murph. Motion carried.

e. 1988-6 - An ordinance amending Sections 5-3-16 and 5-3-17 to prohibit the construction of seawalls and other hard erosion control devices in the City's beach and sand dune protection district.

Councilmember Smiley made the motion that Council accept the first reading of Ordinance 1988-6, seconded by Councilmember McDonald. Motion carried.

f. 1988-7 - An ordinance to prohibit the keeping of certain animals.

Councilmember Murph made the motion that Council accept the first reading of Ordinance 1988-7, seconded by Councilmember Smiley. Motion carried.

Mayor Bunch asked for a motion to refer Ordinances 1988-2 through 1988-7 to Engrossed Bills Committee for recommendation of second reading to Council. Councilmember Smiley made this motion, seconded by Councilmember O'Neal. Motion carried.

5. Councilmember Murph then made a motion that Council go into Executive Session to discuss:

   a. Arrangements for Parking Lease with Ocean Boulevard Properties

   b. Municipal Complex Contract with Cummings & McCrady

   c. Acceptance of PRT Grant

Motion was seconded by Councilmember Calhoun. Motion carried.

Upon re-entering General Session, Mayor Bunch stated that no formal action was taken during Executive Session. Mayor Bunch asked if any Councilmembers intended to go to the Municipal Association meeting in Columbia on February 10 and 11. Because the Municipal Association meeting conflicted with Council meeting and no Councilmembers planned to go, Mayor Bunch asked Administrator Williams to cancel the reservations for hotel rooms in Columbia.

Councilmember McDonald noted that a few people had come to Council anticipating the discussion of parking meters and stated that he thought the residents should at least hear when Council intended to address this issue. Mayor Bunch then stated that Council would address this problem at the regularly scheduled February 10 meeting.

Councilmember Murph made a motion that Council adjourn, seconded by Councilmember Smiley. Motion carried.

Respectfully submitted:

Nell McDuffie

Clerk-Treasurer Nell McDuffie

Approved by: Carmen R Bunch

Carmen R. Bunch, Mayor

Date Approved: 2/10/88

Memo to: Ways and Means Committee Members

From: Mark M. Williams, City Administrator

Date: January 22, 1988

The Building Inspector has pointed out a need for our building permit fee schedule to be officially adopted by City Council. The fee schedule as is attached has been used by the City for some time and is derived from a table in the Southern Standard Building Code. However, to be official, these rates need to be adopted by Council by means of a resolution. As these type of financial matters go, a review by Ways and Means beforehand may be in order.

MW

M. M. W.

MMW:ab

APPENDIX "K"

RECOMMENDED SCHEDULE OF PERMIT FEES

(a) Permit Fees

Total Valuation	Schedule/Fee
0 - $500.00	No fee, unless inspection required, in which case a $5.00 fee for each inspection shall be charged.
$501.00 to $2,000.00	$10.00 per thousand or fraction thereof.
$2,001.00 to $15,000.00	$10.00 for the first $2,000.00 plus $3.00 for each additional thousand or fraction thereof, to and including $15,000.00.
$15,001.00 to $50,000.00	$49.00 for the first $15,000.00 plus $2.50 for each additional thousand or fraction thereof, to and including $50,000.00.
$50,001.00 to $100,000.00	$136.50 for the first $50,000.00 plus $2.00 for each additional thousand or fraction thereof, to and including $100,000.00.
$100,001.00 to $500,000.00	$236.50 for the first $100,000.00 plus $1.25 for each additional thousand or fraction thereof, to and including $500,000.00.
$500,001.00 and up	$736.50 for the first $500,000.00 plus $.75 for each additional thousand or fraction thereof.

(b) Moving of Building or Structures - For the moving of any building or structure, the fee shall be be $50.00.
(c) Demolition of Building or Structures - For the demolition of any building or structures, the fee shall be $25.00.
(d) Where work for which a permit is required by this Code is started or proceeded with prior to obtaining said permit, the fees herein specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.
(c) Plan-checking Fees - When the valuation of the proposed construction exceeds $1,000.00 and a plan is required to be submitted by A103.2, a plan-checking fee shall be

FEE FOR RE-INSPECTION=$10.00 ROOFING PERMIT=$20.00

RECOMMENDED SCHEDULE OF PERMIT FEES

(ELECTRICAL)

Any person, firm or corporation making application for a permit for the installation or alteration or maintenance of electrical wiring, devices, appliances, and/or equipment shall pay to the City of Isle of Palms a fee in such amount as listed below, with the minimum fee for inspection of any one installation to be $10.00. (THIS IS ISSUE FEE)

FEE FOR ELECTRICAL PERMITS

$30.00 BASIC PERMIT FEE

(a) New or upgraded service - electrical load at each meter location expressed in amperes at 10 cents per ampere. (over 200 amp--10 cents per amp)

(b) Alterations or additions on load side of existing meter with no new or upgraded service $10.00.

(c) Connection to existing service (regardless of amperage) $10.00.

(d) When extra inspections are made necessary for reason of deficient or defective work, or otherwise through fault or error on the part of the permit holder or on the part of his employees, after notice has been given in writing by the electrical inspector setting forth the violation only one such extra inspection shall be made under the regular fees as herein prescribed, and for each and every further extra visit of inspection for which the permit holder or his employee is entirely responsible, fee shall be charged as follows:

$10.00 for the first such inspection
$10.00 for each additional such inspection

(e) Annual industrial permit-------------------------$200.00

(f) Nothing herein shall be construed to require extra fees for the several inspections made necessary in the regular order of electrical work.

(g) Failure to obtain a permit - If any person commences any work on an electrical installation before obtaining the necessary permit from the City of Isle of Palms, the permit fees shall double.

SAFETY INSPECTION - $30.00

STANDARD MECHANICAL CODE

PERMIT FEES:

(a) For issuing each permit ------------------------------$10.00

1. Fee for Heating, Ventilating, Duct, Air Conditioning and Refrigeration systems shall be Twenty ($20.00) Dollars for the first One Thousand (1,000.00) Dollars of valuation of the installation PLUS Two ($2.00) Dollars for each additional One Thousand ($1,000.00) Dollars or fractions thereof.

2. Repairs, alterations and additions to an existing system where cost is over Five Hundred ($500.00) Dollars shall be Two ($2.00) Dollars per each One Thousand ($1,000.00) Dollars or fraction thereof in valuation plus Five ($5.00) Dollars.

3. Fee for Re-Inspection. In case it becomes necessary to make a re-inspection of a Heating, Ventilating, Air Conditioning or Refrigeration system, the installer of such equipment shall pay a Re-inspection fee of Ten ($10.00) Dollars.

4. Temporary Operation Inspection Fee: For inspecting a Heating, Ventilating, Refrigeration, or Air Conditioning System, a fee of Ten ($10.00) Dollars shall be paid by the Contractor requesting such inspection. If the system is not approved for temporary operation on the first inspection, for each subsequent inspection for such purpose, the usual Re-inspection Fee will be charged.

SEE BOOK FOR INFORMATION ON BOILERS BASED ON BTU INPUT

STANDARD GAS CODE

(a) For issuing each permit, a fee of ten ($10.00) dollars will be charged.

(b) The total fees for inspection of Consumer's gas piping at one location (including both rough and final inspection) shall be ten ($10.00) for one to four outlets, inclusive, and one ($1.00) for each additional outlet;

(c) The fees for inspecting conversion burners, floor furnaces, incinerator boilers, or central heating or air conditioning units shall be ten ($10.00) for one unit and one ($1.00) for each additional unit;

(d) The fee for inspecting vented wall furnaces and water heaters shall be two dollars and fifty ($2.50) for one unit and one ($1.00) for each additional unit;

(e) If a re-inspection is required, an additional fee of ten ($10.00) will be charged;

(f) If any person commences any work before obtaining the necessary permit and inspection, fees shall be doubled, and

(g) Any and all fees shall be paid by the person to whom the permit is issued.

STANDARD PLUMBING CODE

Issuing a permit	$10.00
Each plumbing fixture, floor drain or trap	2.50
Each house sewer	5.00
Each sewer having to be replaced or repaired	5.00
Each cesspool	5.00
Each septic tank & seepage pit or drainfield	10.00
Each water heater and/or vent	2.50
Each gas piping system of 1 to 4 outlets	2.50
Each gas outlet over 4, each outlet	1.50
For installation, alteration or repair of water piping and/or water treating equipment	5.00
For repair or alteration of drainage or vent piping	5.00
For vacuum breakers or backflow protective devices installed subsequent to the installation of the piping or equipment served	2.50
Over five, each	1.50

SCHEDULE OF BUILDING FEES FOR CHARLESTON COUNTY

(Add $10 to each price for permit issuing fee)

(No additional $10 if homeowner)

0 - $500-------No permit required
501 - 2,000----$10.00
2,001 - 3,000--$13.00
3,001 - 4,000--$16.00
4,001 - 5,000--$19.00
5,001 - 6,000--$22.00
6,001 - 7,000--$25.00
7,001 - 8,000--$28.00
8,001 - 9,000--$31.00
9,001- 10,000--$34.00
10,001-11,000--$37.00
11,001-12,000--$40.00
12,001-13,000--$43.00
13,001-14,000--$46.00
14,001-15,000--$49.00
15,001-16,000--$51.50
16,001-17,000--$54.00
17,001-18,000--$56.50
18,001-19,000--$59.00
19,001-20,000--$61.50
20,001-21,000--$64.00
21,001-22,000--$66.50
22,001-23,000--$69.00
23,001-24,000--$71.50
24,001-25,000--$74.00
25,001-26,000--$76.50
26,001-27,000--$79.00
27,001-28,000--$81.50
28,001-29,000--$84.00
29,001-30,000--$86.50
30,001-31,000--$89.00
31,001-32,000--$91.50
32,001-33,000--$94.00
33,001-34,000--$96.50
34,001-35,000--$99.00
35,001-36,000-$101.50
36,001-37,000-$104.00
37,001-38,000-$106.50

52,001-53,000--$142.50
53,001-54,000--$144.50
54,001-55,000--$146.50
55,001-56,000--$148.50
56,001-57,000--$150.50
57,001-58,000--$152.50
58,001-59,000--$154.50
59,001-60,000--$156.50
60,001-61,000--$158.50
61,001-62,000--$160.50
62,001-63,000--$162.50
63,001-64,000--$164.50
64,001-65,000--$166.50
65,001-66,000--$168.50
66,001-67,000--$170.50
67,001-68,000--$172.50
68,001-69,000--$174.50
69,001-70,000--$176.50
70,001-71,000--$178.50
71,001-72,000--$180.50
72,001-73,000--$182.50
73,001-74,000--$184.50
74,001-75,000--$186.50
75,001-76,000--$188.50
76,001-77,000--$190.50
77,001-78,000--$192.50
78,001-79,000--$194.50
79,001-80,000--$196.50
80,001-81,000--$198.50
81,001-82,000--$200.50
82,001-83,000--$202.50
83,001-84,000--$204.50
84,001-85,000--$206.50
85,001-86,000--$208.50
86,001-87,000--$210.50
87,001-88,000--$212.50
88,001-89,000--$214.50
89,001-90,000--$216.50